

AUG 14 1995

Decision 95-08-013 August 11, 1995

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Investigation and)
Order to Show Cause into whether the)
Charter-Party Certificate (TCP 6970B))
of Jacqueline Rachael Allison, doing)
business as R AND R TRANSPORTATION,)
Should be Revoked.)

I.94-11-033
(Filed November 22, 1994)

ORIGINAL

O P I N I O N

On November 22, 1994, an investigation on the Commission's own motion (OII) was instituted into the operations and practices of Jacqueline Rachael Allison (respondent), doing business as R and R Transportation, to determine whether respondent's charter-party certificate (TCP 6970B) should be revoked for cause and with prejudice because of alleged violations of Sections 5379 and 5389, Public Utilities Code, and Paragraphs 4.01, 4.02, 5.01, 5.02, 6.01 and 6.02 of General Order 157.

The OII also allowed respondent to appear and show cause why her charter-party certificate should not be revoked provided that respondent requested a hearing within 30 days from the date the OII was served upon her.

Respondent duly filed a request for hearing, but withdrew the request by letter dated March 15, 1995, a copy of which is attached to this decision as Appendix A. By her signature on the letter, respondent states her understanding and knowledge that her operating authority is revoked for cause and with prejudice, effective immediately.

Findings of Fact

1. On November 22, 1994, the Commission issued an order instituting investigation into the operations and practices of Jacqueline Rachael Allison (respondent), doing business as R and R

Transportation, to determine whether respondent's charter-party certificate (TCP 6970B) should be revoked for cause and with prejudice.

2. A show cause hearing was requested by respondent as provided for in the OII.

3. Subsequently, on March 15, 1995, respondent withdrew her request for hearing with the understanding that her operating authority was thereby revoked for cause and with prejudice, effective immediately.

Conclusion of Law

TCP 6970B should be revoked for cause and with prejudice.

O R D E R

IT IS ORDERED that:

1. TCP 6970B is revoked for cause and with prejudice.
2. This investigation is discontinued and the docket is closed.

This order is effective today.

Dated August 11, 1995, at San Francisco, California.

DANIEL Wm. FESSLER
President
P. GREGORY CONLON
JESSIE J. KNIGHT, JR.
HENRY M. DUQUE
Commissioners

I CERTIFY THAT THIS DECISION
WAS APPROVED BY THE ABOVE
COMMISSIONERS TODAY

Wesley Franklin
Acting Executive Director

Wacy Armstrong, Jr.
ATTORNEY AT LAW

OF COUNSEL
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March 15, 1995

The Honorable Orville I. Wright
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, California 94102

RE: Order Instituting Investigation Requiring Jacqueline
Rachael Allison to Show Cause Why her Operating
Authority Should Not Be Revoked (I.94-11-033)

Dear Judge Wright:

This letter is to withdraw the request of Jacqueline Rachael
Allison for hearing in the above referenced matter.

Jacqueline Rachael Allison acknowledges that I.94-11-033 was
instituted to determine whether she, the Respondent:

- a. Violated Section 5379 of the Public Utilities Code
by performing charter party operations without a
valid certificate;
- b. Violated Paragraph 4.01 of General Order 157 by
failing to report vehicles used in charter party
operations;
- c. Violated Paragraph 4.02 of General Order 157 by
failing to comply with the Carrier Safety Sections
of Title 13 of the California Administrative Code;
- d. Violated Paragraph 5.01 of General Order 157 by
employing unlicensed drivers;
- e. Violated Paragraph 5.02 of General Order 157 by
failing to enroll drivers in the Pull Notice
Program;
- f. Violated Paragraph 6.01 of General Order 157 by
failing to maintain driver records; and
- g. Violated Section 5389 of the Public Utilities
Code and Paragraph 6.02 of General Order 157 by
failing to provide documentation to an authorized

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Commission representative upon demand.

Jacqueline Rachael Allison previously requested a hearing in this matter, in accordance with the Commission's order. The request of Jacqueline Rachael Allison for hearing is withdrawn.

By her signature on this letter, Jacqueline Rachael Allison understands that the operating authority for Jacqueline Rachael Allison doing business as R & R Transportation is revoked for cause and with prejudice, effective immediately.

Jacqueline Rachael Allison understands and acknowledges that the CPUC Staff can, in any future enforcement or licensing proceeding involving Jacqueline Rachael Allison, introduce the alleged violations and the violations will not be contested.

March 14, 1995



WACY ARMSTRONG, JR.
Attorney for
Jacqueline Rachael Allison

March 14, 1995



JACQUELINE RACHAEL ALLISON

WAJ/cmc

cc: Ira R. Alderson, Jr.,
Assistant General Counsel

Judge Lynn T. Carew
Chief Administrative Law Judge

(END OF APPENDIX A)