

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Resolution 18232
Transportation Division

(RESOLUTION AMENDING THE HIGHWAY COMMON CARRIER)
(CERTIFICATE OF LOPES TRUCKING SERVICE, INC.)

Lopes Trucking Service, Inc. (Lopes), a California corporation, located at 2127 South Carpenter Road, Modesto, CA 95351, holds a certificate of public convenience and necessity to operate as a highway common carrier of various commodities over certain specified routes in central and northern California. This certificate was granted by Decision 84376 (Application 55197), on April 29, 1975. This carrier also holds highway contract carrier and agricultural carrier permits and several other operating authorities under file T-110,663.

Subsequent to the grant of Lopes' certificate, some of the commodities authorized to be transported under the certificate have been exempted from rate regulation (ie: unprocessed agricultural commodities in bulk, formerly subject to MRT 14-A). By letter dated May 23, 1986, Lopes alleges that his company is "...at a competitive disadvantage as a common carrier operating pursuant to rates filed with the Commission (whereas its) competitors operate as highway contract carriers or agricultural carriers and do not need to have Commission review of rate changes." Lopes requests that those shipments not currently subject to rate regulation when transported by permitted carriers be excluded from its certificate.

The type of transportation service requested to be deleted from this carrier's certificate may be offered under the carrier's permitted authority and is also readily available from numerous other carriers. In the circumstances the Commission finds that public convenience and necessity no longer require Lopes Trucking Service, Inc. to perform such service as a highway common carrier and concludes that the certificate granted by Decision 84376 should be amended to exclude such transportation.

IT IS ORDERED that:

1. Appendix A of the certificate of public convenience and necessity to operate as a highway common carrier, which was granted to Lopes Trucking Service, Inc. by the Commission in Decision 84376, is hereby amended by replacing Original Pages 1 and 2 with First Revised Pages 1 and 2 (attached).
2. The Executive Director is directed to cause service of a copy of this resolution on Lopes Trucking Service, Inc.

This order becomes effective 30 days from today.

I hereby certify that the foregoing resolution was duly introduced, passed and adopted at a regular meeting of the Public Utilities Commission of the State of California, held on AUG - 6 1960

The following Commissioners voted favorably.

DONALD VIAL
President
VICTOR CALVO
PRISCILLA C. GREY
FREDERICK R. DUDA
STANLEY W. HULETT
Commissioners



Victor Calvo

Executive Director

Lopes Trucking Service, Inc., by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to conduct operations as a highway common carrier as defined in Section 213 of the Public Utilities Code for the transportation of the commodities named in shipments weighing 20,000 pounds or more, subject to the exclusions in Item IV, as follows:

I. A. Animal feeds and components thereof

Feed and feed ingredients and components thereof

Machinery

Chemicals

Paper and paper products

Plumbing supplies

Lumber and building supplies

Steel

Pipes

Case and canned goods

Fertilizers

Cargo containers and commodities having an immediate, prior or subsequent movement in cargo containers.

B. Between all points and places on or within ten miles of the points on the following routes:

1. State Highway 99 between Woodland and Merced, inclusive;

Appendix A

LOPES TRUCKING SERVICE, INC.
(a California corporation)

2. Interstate Highways 580, 205 and 5 between San Francisco and Stockton, inclusive;
3. Interstate Highway 5 between its intersection with Interstate Highway 205 and its intersection with State Highway 140, inclusive; and
4. State Highway 140 between its intersection with State Highway 99 and its intersection with Interstate Highway 5, inclusive.

II. From named points to Alameda, Oakland, Richmond and San Francisco:

Chowchilla -

Cottonseed meal
Cottonseed crumbles
Cottonseed pellets
Cottonseed oil

Firebaugh and Dos Palos -

Alfalfa pellets
Alfalfa meal

Dixon -

Alfalfa pellets
Tallow
Yellow grease
Meat scraps
Bone meal

III. In performing the service herein authorized, carrier may make use of any and all streets, roads, highways and bridges necessary or convenient for the performance of said service.

IV. Excluded from this authorization are commodities and geographic areas exempt from rate regulation as described in the Commission publication "Commodities and Geographic Areas Exempt from Rate Regulation" or successive reissues thereof, or amendments thereto.

(END OF APPENDIX A)