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PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Resolution No. CE 10-87
Transportation Division

(RESOLUTION SUSPENDING AND REVOKING THE CHARTER-PARTY)
(CARRIER PERMIT OF DENNIS BELLENBAUM, DOING BUSINESS AS)
(WILD WEST VAN SERVICE FOR FAILURE TO PRODUCE RECORDS)
(FOR EXAMINATION)

Dennis Bellenbaum, doing business as Wild West Van Service, (TCP 3001-P), 1744 South Willow, Rialto, CA 92376, holds a Charter-Party Carrier permit issued by this Commission.

By a Notice to Appear dated July 8, 1987, the Transportation Division staff requested this carrier to produce certain specified records covering the period April 1, 1987 through July 23, 1987 at the Commission's office located at 255 North "D" Street, Suite 310, San Bernardino, for the purpose of determining compliance with the Commission's rules and regulations. The carrier failed to furnish the requested records or to reschedule the appointment. By letter dated August 6, 1987, this carrier was directed to produce said records at our San Bernardino office on August 19, 1987 at 9 A.M.

The carrier did not produce its records in response to the staff's requests. The carrier has made no subsequent attempt to comply with the staff's request to furnish its records for examination.

The Commission finds that Dennis Bellenbaum, doing business as Wild West Van Service has failed to produce the records pertaining to his operations as a Charter-Party Carrier after sufficient requests have been made upon him pursuant to Section 5381 of the Public Utilities Code. The Commission concludes that his Charter-Party Carrier permit should be suspended and revoked unless the records are produced for examination.

IT IS ORDERED that:

The Charter-Party Carrier permit issued to Dennis Bellenbaum, doing business as Wild West Van Service, is suspended thirty days after the effective date of this order and shall be revoked thirty days after the date of suspension, unless prior to the dates of suspension and revocation the carrier produces the records specified below for examination in the Commission's office located at 255 North "D" Street, Suite 310, San Bernardino, CA 92401 (telephone (714) 383-4208), at a mutually agreed upon time.

The carrier shall produce the following records:

1. All bingo and charter invoices dating from April 1, 1987 to July 23, 1987.
2. All bingo coordinator sheets dating from April 1, 1987 to July 23, 1987.
3. All accounts receivables for transportation services provided for Southern Pacific Transportation Company (SP) dating from April 1, 1987 to June 18, 1987.
4. All SP vouchers dating from April 1, 1987 to July 23, 1987.

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5. All bingo and charter logs dating from June 18, 1987 to July 23, 1987.
6. All bingo and charter accounts receivables dating from June 1, 1987 to July 23, 1987.
7. All cancelled checks dating from April 1, 1987 to July 23, 1987.
8. Complete equipment list showing license plate numbers and corresponding numbers assigned to the vehicles. The list should include all vehicles used between April 1, 1987 and July 23, 1987.
9. Any other records for the period April 1, 1987 to July 23, 1987 required to be kept by General Order 98-A which were not produced on July 6, 1987.

Should Dennis Bellenbaum desire to protest this action, a formal application requesting a hearing must be filed in accordance with the Commission's Rules of Practice and Procedure. Such application will stay the revocation of carrier's operating authority.

The Executive Director is directed to cause service of a certified copy of this resolution on Dennis Bellenbaum.

The effective date of this order is the date of service upon the carrier.

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 OCT 16 1987.

The following Commissioners voted favorably:

STANLEY W. HULETT
President
DONALD VIAL
FREDERICK R. DUDA
G. MITCHELL WILX
Commissioners



Victor Weisser
Executive Director

Commissioner John B. Ohanian, being necessarily absent, did not participate.