

Public Utilities Commission of the State of California

Resolution CE 7-95
Safety and Enforcement Division
October 5, 1995

R E S O L U T I O N

(SUSPENDING AND REVOKING THE OPERATING AUTHORITY)
(OF JESUS CASTRO, DOING BUSINESS AS JESSE CASTRO TRUCKING,)
(FOR FAILURE TO COMPLY WITH THE TERMS OF A CITATION.)
()

WHEREAS, on October 3, 1984, the Commission approved Resolution No. L-228, adopting a policy for carriers who have operating authorities issued by the Commission and who fail to comply with a citation forfeiture issued by the Safety and Enforcement Division, a policy that allows the Executive Director to recommend suspension and revocation of the authorities for such failure to comply;

WHEREAS, Jesus Castro, doing business as Jesse Castro Trucking (Castro) holds a Highway Contract Carrier permit issued by the Commission on February 16, 1994;

WHEREAS, on September 23, 1994, the Transportation Division, predecessor to the Safety and Enforcement Division, served Castro with Citation Forfeiture No. F-4869 for \$750.00, which Castro agreed to pay;

WHEREAS, the carrier requested and received the opportunity to pay the \$750.00 obligation in three monthly installments of \$250.00 commencing on October 17, 1994;

WHEREAS, on October 20, 1994, the staff received a payment of \$250.00;

WHEREAS, in December 1994, the staff contacted Castro regarding his delinquent payments of \$500.00;

WHEREAS, on two separate occasions, namely May 24, 1995 (in a letter returned by the Post Office) and June 20, 1995, the staff attempted to notify Castro that his two delinquent payments were due;

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WHEREAS, Castro has neither made any further payments nor responded to the staff;

WHEREAS, to date, Castro has an unpaid balance of \$500.00;

WHEREAS, the Safety and Enforcement Division has properly advised Castro of the consequences of his failure to comply with the citation, pursuant to the provisions of Resolution No. L-228; and;

WHEREAS, Castro's failure to comply with the citation continues;

IT IS RESOLVED THAT:

1. The operating authority of Jesus Castro, doing business as Jesse Castro Trucking, is suspended for a period of thirty days, or until the full amount of the citation is paid, during which time he may not operate.

2. If by the end of the 30-day period, Castro has neither complied with the terms of the citation nor requested a hearing, his operating authority will be automatically revoked.

3. Although a request for a hearing will stay the revocation of the operating authority, absent full payment of the amount of the citation the suspension will remain in force and Castro may not operate.

4. During the hearing, Castro will have the burden of showing cause why his operating authority should not be revoked.

The Assistant Executive Director is directed to mail a certified copy of this resolution to:

Jesus Castro
JESSE CASTRO TRUCKING
1561 Chapin Road
Montebello, CA 90640

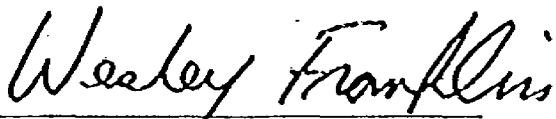
Jesus Castro
JESSE CASTRO TRUCKING
7712 Comstock Avenue, Apt. 7
Whittier, CA 90602

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This resolution is effective five days from the date it is signed:

I certify that this resolution was adopted by the Public Utilities Commission at its conference on OCT 05 1995.

The following Commissioners approved it:


Wesley M. Franklin
Acting Executive Director

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

I abstain.

/s/ JOSIAH L. NEEPER
Commissioner