

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Resolution No. TL 18253
Transportation Division

R E S O L U T I O N

RESOLUTION SUSPENDING THE HIGHWAY CONTRACT CARRIER, VACUUM TRUCK AND TANK TRUCK PERMITS OF CALICO FUELS, INC. (T-143,313) FOR FAILURE TO PASS CALIFORNIA HIGHWAY PATROL VEHICLE SAFETY INSPECTION AND TERMINAL INSPECTION

Calico Fuels, Inc. (T 143,313) holds Highway Contract Carrier, Vacuum truck and Tank Truck permits.

The California Highway Patrol (CHP) has statutory authority in the area of safety of Highway Permit Carriers under PU Code Section 3774(g).

The California Highway Patrol (CHP) has informed the Commission that it has performed four evaluation inspections of Calico Fuels, Inc. The first inspection resulted in two vehicles being placed out-of-service for imminently hazardous brake and suspension defects. The following three inspections resulted in unsatisfactory ratings and vehicles again placed out-of-service for imminently hazardous mechanical defects. Later an accident investigation involving Calico Fuels, Inc. revealed that one of its semi-trailers lost the left rearmost tires and wheels inflicting fatal injuries to the driver of another vehicle. The CHP report states "The loss of the tires and wheels would indicate an ineffective preventive maintenance program." Accordingly, the CHP has recommended suspension of these operating authorities.

This order is being issued without advance publication on the Commission's agenda, pursuant to the emergency conditions exemption under Public Utilities Code Section 306 (b). The emergency situation presented by continued operation of Calico Fuels, Inc. severely impairs public safety.

IT IS ORDERED that:

1. The Highway Contract Carrier, Vacuum Truck and Tank Truck permits of Calico Fuels, Inc. (T-143,313) are suspended.

2. If Calico Fuels, Inc. wishes to challenge the suspension it should file an application with the Commission's Docket Office asking that the suspension be lifted and requesting a prompt hearing. (The Public Advisor's Office (telephone (415) 557-0890) is available to provide information about how to file an application.) Upon receipt of such an application the Commission will set a hearing as soon as possible. Calico Fuels, Inc. may also request reinspection by the California Highway Patrol.

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3. Calico Fuels, Inc. shall conduct no operations as a Highway Contract carrier, Vacuum Truck carrier or Tank Truck carrier during the period of suspension.

4. The Executive Director may reinstate Calico Fuels, Inc.'s operating authorities upon receipt of a written recommendation from the California Highway Patrol that Calico Fuels, Inc.'s safety compliance warrants reinstatement, provided that Calico Fuels, Inc.'s operating authorities are not then suspended, or subject to suspension, for other reasons.

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

CALICO FUELS, INC. (T-143,313)
3302 Gulf
Bakersfield, CA 93308

This resolution is effective today.

I certify that this resolution was adopted by the Public Utilities Commission on MAR 23 1988.

The following Commissioners approved it.

STANLEY W. HULETT
President
DONALD VIAL
FREDERICK R. DUDA
G. MITCHELL WILK
JOHN B. OHANIAN
Commissioners



Executive Director