

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Resolution No. TL 18283
Transportation Division
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R E S O L U T I O N

RESOLUTION SUSPENDING THE CHARTER-PARTY CARRIER OF PASSENGERS
CERTIFICATE OF JOY-TAK, INC. (TCP 86-B) FOR FAILURE TO PASS CALIFORNIA
HIGHWAY PATROL VEHICLE SAFETY INSPECTION AND TERMINAL INSPECTION

Joy-Tak, Inc. (TCP 86-B) holds a Charter-Party Carrier Class B Certificate.

PU Code Section 5378 (a) authorizes the suspension or revocation of Charter-Party Carriers for safety-related reasons as shown by the records of California Highway Patrol.

The California Highway Patrol (CHP) has informed the Commission that it performed a carrier fitness evaluation inspection of Joy-Tak, Inc. The inspection included five vehicles, which disclosed 18 mechanical violations, resulting in two vehicles being placed out-of-service for imminently hazardous steering defects. Additionally, the carrier was not enrolled in the Pull Notice Program, required driver's records were not on file, and the maintenance program was not considered effective. The carrier was rated unsatisfactory and was advised of the requirement to comply with safety regulations, and of the consequences of noncompliance. Accordingly, the CHP has recommended suspension of the carrier's operating authority.

IT IS ORDERED that:

1. The Charter-Party Carrier certificate of Joy-Tak, Inc. (TCP 86-B) is suspended.
2. If Joy-Tak, Inc. wishes to challenge the suspension it should file a petition for modification of this resolution, asking that their suspension be lifted and requesting a prompt hearing. (Information about how to participate in Commission proceedings is available from the Public Advisor's Office (telephone (415) 557-0890). Upon receipt of such a petition, the Commission will set a hearing as soon as possible. They may also request reinspection by the California Highway Patrol.
3. Joy-Tak, Inc. shall conduct no operations as a Charter-Party Carrier during the period of suspension.

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4. The Executive Director may reinstate Joy Tak, Inc.'s authority upon receipt of a written recommendation from the California Highway Patrol that their safety compliance warrants reinstatement, provided that their operating authority is not then suspended, or subject to suspension, for other reasons, or has not expired.

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

JOY-TAK, INC.
385 Fremont St.
San Francisco, CA 94105

This resolution is effective today.

I certify that this resolution was adopted by the Public Utilities Commission on FEB 6 1989.

The following Commissioners approved it.

G. MITCHELL WILK
President
FREDERICK R. DUDA
STANLEY W. HILETT
JOHN B. CHANLAN
Commissioners



Executive Director

