

## PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Resolution TL-18689  
Safety and Enforcement Division

## R E S O L U T I O N

RESOLUTION APPROVING ISSUANCE AND TRANSFER OF HIGHWAY CARRIER AUTHORITY PURSUANT TO SECTIONS 1063.5 AND 3553 OF THE PUBLIC UTILITIES CODE AND APPROVING ISSUANCE AND TRANSFER OF CHARTER-PARTY CARRIER OF PASSENGER CERTIFICATES PURSUANT TO SECTION 5374 OF THE PUBLIC UTILITIES CODE

Applicants named in the attached schedule have applied for common carrier, highway carrier or charter-party carrier authority under various sections of the PU Code. In 1988 the Legislature added Sections 1063.5 and 3553 to the Code, and in 1994 the Legislature amended PU Code Section 5374, all of which set new requirements carriers must meet before the commission may issue authorities.

Sections 1063.5 and 3553, pertaining to highway carriers of property, state that the commission shall issue or authorize the transfer of no certificate or permit except upon a showing before the commission and a finding by the commission that the applicant or proposed transferee meets all of the following requirements.

- (1) Is financially and organizationally capable of conducting an operation that complies with the rules and regulations of the Department of the California Highway Patrol governing highway safety.
- (2) Is committed to observing the hours of service regulations of state and, where applicable, federal law, for all persons, whether employees or subhaulers operating vehicles in transportation for compensation under the certificate or permit.
- (3) Has a preventive maintenance program in effect for its vehicles used in transportation for compensation that conforms to regulations of the Department of the California Highway Patrol in Title 13 of the California Code of Regulations.
- (4) Participates in a program to regularly check the driving records of all persons, whether employees or subhaulers operating vehicles used in transportation for compensation requiring a class A driver's license under the certificate or permit.
- (5) Has a safety education and training program in effect for all persons, whether employees or subhaulers,

operating vehicles used in transportation for compensation.

- (6) Will maintain its vehicles used in transportation for compensation in a safe operating condition and in compliance with the Vehicle Code and with regulations contained in Title 13 of the California Code of Regulations relative to motor vehicle safety.
- (7) Has filed with the commission a certificate of workers' compensation insurance coverage for its employees or a statement under penalty of perjury that, in its operations as a certificated or permitted carrier, it does not employ any person in any manner so as to become subject to the workers' compensation laws of California.
- (8) Has provided the Commission an address of an office or terminal where documents supporting the factual matters specified in the showing required by these sections may be inspected by the Commission and the Department of the California Highway Patrol.

With respect to paragraphs (2) and (6) the commission may base a finding on a certification by the commission that an applicant has filed, with the commission, a sworn declaration of ability to comply and intent to comply.

In addition to complying with Sections 1063.5 and/or 3553, highway carrier applicants meet all other requirements pertaining to financial responsibility, residency, accident liability protection, type of transportation to be performed, expected results of operations and the need for service.

Section 5374 (b) (1), pertaining to charter-party carriers, states that before a certificate is issued or renewed, the commission shall require the applicant to establish reasonable fitness and financial responsibility to initiate and conduct or continue to conduct the proposed or existing transportation services. The commission shall not issue or renew a certificate pursuant to this chapter unless the applicant meets all of the following requirements:

- (A) It is financially and organizationally capable of conducting an operation that complies with the rules and regulations of the Department of the California Highway Patrol governing highway safety.
- (B) It is committed to observing the hours of service regulations of state and, where applicable, federal law, for all persons, whether employees or subcarriers,

operating vehicles in transportation for compensation under the certificate.

- (C) It has a preventive maintenance program in effect for its vehicles used in transportation for compensation that conforms to regulations of the Department of the California Highway Patrol in Title 13 of the California Code of Regulations.
- (D) It participates in a program to regularly check the driving records of all persons, whether employees or subcarriers, operating vehicles used in transportation for compensation requiring a class B driver's license under the certificate.
- (E) It has a safety education and training program in effect for all employees or subcarriers operating vehicles used in transportation for compensation.
- (F) It will maintain its vehicles used in transportation for compensation in a safe operating condition and in compliance with the Vehicle Code and with regulations contained in Title 13 of the California Code of Regulations relative to motor vehicle safety.
- (G) It has filed with the commission the certificate of workers' compensation insurance coverage or statement required by Section 5378.1.
- (H) It has provided the commission an address of an office or terminal where documents supporting the factual matters specified in the showing required by this subdivision may be inspected by the commission and the Department of the California Highway Patrol.
- (2) With respect to subparagraphs (B) and (F) of paragraph (1), the commission may base a finding on a certification by the commission that an applicant has filed, with the commission, a sworn declaration of ability to comply and intent to comply.
- (c) In addition to the requirements in subdivision (b), class A and class B charter-party carriers shall meet all other state and, where applicable, federal regulations as prescribed.

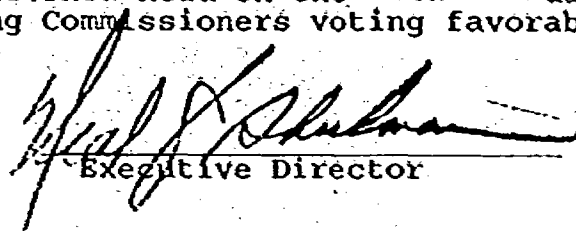
The Commission finds that each of the applicants on the attached schedule has shown that it meets the requirements listed in Sections 1063.5, 3553 or 5374.

The Commission further finds that the applicants in all other ways qualify for the types of authority applied for and shown on the attached schedule, and concludes that each should be granted such operating rights.

IT IS ORDERED that:

1. Each applicant is granted the type of certificate and/or permit as shown on the attached schedule.

I certify that the foregoing resolution was duly introduced, passed and adopted at a conference of the Public Utilities Commission of the State of California held on the 5th day of April 1995, the following Commissioners voting favorably thereon:

  
Executive Director

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

I abstain.  
/s/ HENRY M. DUQUE  
Commissioner

Transportation Division  
Safety & Enforcement Branch  
License Section

SCHEDULE OF ACTIONS REGARDING PERMITS AND CERTIFICATES  
UNDER RESOLUTION TL-18689

Resolution TL-18689  
4/05/95

Page 1 of 7 Pages  
Attachment T-1

Docket Number  
Type of Authority  
County Code

Name

Type of Application

Docket Number	Type of Authority	County Code	Name	Type of Application
P000110	(B )	38	United Charter Service Inc	Renew
P000867	(B )	21	Worboys And Associates Inc dba Tour Representative Service	Renew
P001384	(B )	30	Western State Lines Inc	Renew
P007038	(B )	34	Bobby Prater dba Gold Dust Airport Shuttle	Refile
P009393	(B )	19	Thomas Tours & Hotel G S A Inc	Renew
T097353	(HCP)	20	Anthony Gene Deniz	Additional
T135452	(HWY)	42	Marborg Corp dba Marborg Disposal Co	Refile
T153449	(HCP)	43	Gary St Clair dba St Clair Trucking	Transfer from T169631
T158488	(HCP)	33	Delfino Paramo	Transfer from T173306
T163148	(HCP)	39	Douglas Wayne Harnden	Transfer from T169745
T166096	(HCP)	24	Maurice Hornbeak dba Maurice Hornbeak Trucking	Additional
T167401	(HCP)	01	John James Souza dba J & K Trucking	Additional
T167549	(TTC)	15	Louis E Brown	Additional
T170153	(HCP)	45	Steven Shoemaker	Additional
T171790	(HWY)	43	Tadeusz Kowalczyk	Transfer from T155055
T173739	(HCP)	19	R D Riva dba Kwik Transportation	Additional
T175387	(HCP)	43	A M Ordonez dba Ordonez Trucking Service	Additional
T176213	(HWY)	50	Dallas Krause & James Krause	Refile

Docket Number	Type of Authority	County Code	Name	Type of Application
T176933	(HWY)	33	J Y Galvan dba Joes Trucking	Refile
T178283	(HWY)	54	Jorge Lima dba J Lima Trucking	Transfer from T180406
T180275	(DMP)	07	G Washington Trucking Inc dba G W Trucking	Transfer from T130992
T180763	(HCP)	57	Manuel De Jesus Flores dba M & F Transportation	Additional
T181014	(DMP)	19	Sylvester Carter dba Carter Trucking	Transfer from T160230
T181065	(HCP)	52	Max Ramirez Jr dba Ram Industries	Transfer from T176617
T181169	(HCP)	37	Jerald Garcia dba Jerry Garcia Trucking	Additional
T182241	(HCP)	27	S Z Garcia & R Garcia dba E & Son Trucking	Transfer from T178816
T182310	(AGR)	04	S J Stokes dba Stokes Trucking	Transfer from T149017
T182364	(HWY)	01	All American Couriers Inc dba American Couriers	Transfer from T158477
T182447	(HWY)	41	Franklin Sanchez dba Karlas Trucking	New
T182539	(HSC)	33	J G Campos dba Stone Trucking	Transfer from T146778
T182546	(DMP)	09	Bobby Joe Morgan Jr	Transfer from T154086
T182633	(HWY)	48	E A Amado & D Avina dba D & E Moving	New
T182676	(HWY)	52	Ronald Humphrey	Transfer from T087404
T182695	(DMP)	19	G M Ruiz & V Valenzuela dba G Ruiz Transportation	Transfer from T178695
T182736	(HCP)	27	James William Lipe Jr dba Lipe Line	New
T182791	(AGR)	24	Cornelio G Soza III dba Soza & Sons	Transfer from T108647

Docket Number	Type of Authority	County Code	Name	Type of Application
T182818	(HWY)	19	Kevin K Yee dba Dash Messenger Network	New
T182821	(HCP)	15	John Goetjen	New
T182827	(HCP)	01	P J McGee dba Golden Gate Moving & Storage Co	New
T182845	(HCP)	19	Hayk Avakians dba H & A Trucking	New
T182855	(HCP)	33	B Ray Faircloth & K Faircloth	New
T182871	(HCP)	28	D A Wittschiebe, Jr. & W Ware dba Vintage Trucking	New
T182895	(HCP)	24	Dupinder Bajva dba Veenu Enterprise	New
T182910	(HCP)	07	Tom Fairhurst dba Marioni Transport	New
T182911	(HCP)	07	Ramon Rojas dba Marina Trucking	New
T182925	(HCP)	34	D L Stephens dba Daniel Stephens Trucking	Transfer from T172076
T182929	(HWY)	07	Bridgevay Systems Inc	New
T182931	(HCP)	33	Rush Express Inc dba Rush Courier Service	New
T182946	(HCP)	54	Frank P Barcellos dba Barcellos Dairy	New
T182957	(HCP)	43	R W Kraemer Jr Inc dba Kraemer & Co Inc	New
T182959	(HCP)	50	Frank M Silva dba H M S	New
T182971	(HWY)	01	Jorge L Lopez dba Moguera Trucking	Transfer from T177254
T182974	(HCP)	36	Julian Burrola dba J & S Trucking	Transfer from T161288
T182984	(HCP)	36	L E Marroquin & J A Linarez dba M-L Trucking	New

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Docket Number	Type of Authority	County Code	Name	Type of Application
T182998	(HCP)	19	Odell Chase dba Chase Trucking Co	New
T183033	(HCP)	19	José Maria Caravantes	New
T183037	(HCP)	01	Eric A Cox dba E A Cox Transp Co	New
T183039	(HCP)	59	Westex Inc which will do business in Ca as Arizona Westex Inc	Transfer from T170195
T183050	(HSC)	19	Joe C Hatchett dba Hatchett Trucking	Transfer from T177283
T183052	(HCP)	04	Clinton E Rose	Transfer from T158389
T183062	(HCP)	19	H M S Partida & W A P Murcia dba Singh & Sons Co	New
T183064	(HCP)	36	D Brar dba Golden State Trk Service	Transfer from T112466
T183066	(HCP)	37	San Diego Express Trkg Inc dba San Diego Express	Transfer from T149343
T183070	(HCP)	19	B Manning & A L Manning dba Manning Transp Co	New
T183071	(HCP)	39	Bruce Mellor Inc	New
T183099	(HCP)	59	Rodney A Engh dba RHM Sales, Serv & Leasing	New
T183100	(HCP)	30	J L Wedmore dba Joe Wedmore Trucking	New
T183109	(HCP)	49	WRB Inc dba Wright Bros Supply	New
T183116	(HCP)	19	S Sogoyan dba Dinos Trucking	New
T183130	(HCP)	27	J D & Sons Equipment Co dba D J Trucking Co	New
T183132	(HCP)	48	J Stuart & C Stuart dba Stuarts Ca Auto Transport	New
T183134	(DMP)	19	M R Salazar & J J Ramos dba Mr and J Trucking	Transfer from T166276



Docket Number	Type of Authority	County Code	Name	Type of Application
T183139	(DMP)	28	American Allied Contracting Inc	Transfer from T116653
T183153	(DMP)	01	Jonathan Gavin	Transfer from T176852
T183155	(HWY)	12	D J Kindley Jr dba Kindleys Trkg & Excavation	Transfer from T106743
T183159	(HCP)	15	M S Pureval dba Pureval Trucking	Transfer from T180489
T183164	(HWY)	06	R A Lobato	Transfer from T160335
T183165	(DMP)	43	Ramon Rivera	Transfer from T163216
T183169	(HCP)	37	O Magdaleno dba Oscar Trucking Co	New
T183185	(HWY)	10	Joe Franklin Kulbeth	Transfer from T146693
T183197	(HCP)	20	G D Hamilton & J M Hamilton dba Hamilton Mobile Milling	New
T183201	(HCP)	43	Malaghar Singh dba M Khaira Trucking	New
T183213	(HCP)	30	D C Lustig dba D C Trucking	New
T183214	(HCP)	19	Gabriel Cortez	New
T183220	(DMP)	38	C O'Reilly & J M O'Reilly dba Breifne Trucking	Transfer from T176184
T183228	(HCP)	40	Fred Asmussen dba Freds Custom Farming	Transfer from T172222
T183230	(HWY)	30	Cesar Aguilar dba Cesar Express	Transfer from T116727
T183235	(HCP)	32	K R Lee & K L Paiva dba K & K Rentals	Transfer from T096811
T183238	(HCP)	48	C Monroy dba Monroy Transportation	Transfer from T081295
T183243	(HCP)	37	Juan Juarez dba Juan Juarez Express	Transfer from T119563
T183248	(HCP)	19	Rolando Flores dba MAS Trucking	Transfer from T178941

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Docket Number	Type of Authority	County Code	Name	Type of Application
T183257	(HCP)	52	V A Silveria dba Silveria Construction	Transfer from T094997
T183258	(HWY)	50	N R Bays dba Bays & Sons Trucking	Transfer from T115956
T183268	(HCP)	19	K A Nicholson dba Dansar Trucking	Transfer from T179924
T183270	(HCP)	45	A J M McDemos	Transfer from T167235
T183271	(HCP)	33	S C Dods dba The Dirt Connection	Transfer from T178246
T183300	(HCP)	36	Marcel De Kerpel	Nev
T183305	(HCP)	36	Juan Carlos Gianola	Nev
T183306	(HCP)	43	A G Leos	Nev
T183313	(HCP)	19	Carlos E Candelaria	Nev
T183325	(HCP)	37	J R Desplaines dba J R Desplaines Trucking	Nev
T183353	(HCP)	19	Salvador Barajas	Nev
T183371	(HCP)	19	Isaias G Cornejo dba Cornejo Trucking	Nev
T183390	(HCP)	56	S D Jordan & J R Kroll dba S & J Trucking	Transfer from T138570
T183396	(HCP)	43	A S Ruiz dba Saucedos Trucking	Transfer from T171683
T183399	(HCP)	47	B A Eiler dba Bruce Eiler Trucking	Transfer from T123730
T183402	(HCP)	30	J R Ayala dba A & C Trucking	Transfer from T114794
T183403	(HCP)	29	Vaars & Son Trucking Inc	Transfer from T142293
T183420	(HCP)	19	L J Price dba Larry Price & Sons	Nev
T183421	(HCP)	49	K W Moller dba K W Moller Transportation	Nev
T183423	(AGR)	54	M O Perez dba Ponderosa Wood Mfg	Nev

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Docket Number	Type of Authority	County Code	Name	Type of Application
T183424	(HCP)	43	Manuel Parks dba Mirror Image	New
T183427	(HCP)	36	C A Beltran dba Beltran Trucking	New
T183447	(HCP)	49	J J Plata & D L Plata dba J & D Plata Trucking	Transfer from T158165
T183487	(HCP)	20	A R Davis dba Allan Davis Transport	New
T183546	(HCP)	38	W R Adams dba R M A Transportation	Transfer from T123898

A =Charter-Party A Certificate  
B =Charter-Party B Certificate  
C =Charter-Party C Certificate  
AGR=Agricultural Carrier Permit  
AGS=Seasonal Agricultural Carrier Permit  
CCC=Cement Contract Carrier Permit  
CMT=Cement Certificate  
DMP=Dump Truck Carrier Permit  
HCC=Highway Common Carrier Certificate  
HCP=Highway Carrier Permit  
HSC=Heavy Specialized Carrier Permit  
HWY=Highway Contract Carrier Permit  
LIV=Livestock Carrier Permit  
LYS=Seasonal Livestock Carrier Permit  
TTC=Tank Truck Carrier Permit  
VTC=Vacuum Truck Carrier Permit