

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Resolution TL-18703
Safety and Enforcement Division
July 19, 1995

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.

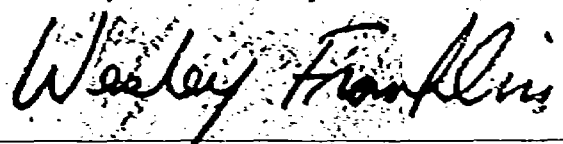
The Commission finds that each of the applicants on the attached schedule has shown that it meets the requirements listed in Sections 1063.5, 3553 or 5374.

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 19th day of July 1995, the following Commissioners voting favorably thereon:



WESLEY M. FRANKLIN
Acting Executive Director

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

Transportation Division
 Safety & Enforcement Branch
 License Section

SCHEDULE OF ACTIONS REGARDING PERMITS AND CERTIFICATES
 UNDER RESOLUTION TL-18703

Resolution TL-18703
 7/19/95

Page 1 of 4 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
P000182	(B)	39	J A Taylor dba Taylor Tours	Refile
P000200	(A)	59	Golden State Coaches Inc dba Frontier Tours	Renew
P000204	(A)	39	Delta Charter Service Inc	Refile
P000289	(B)	38	Rene M Medina Inc dba Lucky Tours	Renew
P000834	(B)	35	Pacific Monarch Limited	Renew
P004890	(B)	38	S F Dream Tours Inc	Renew
P005281	(B)	19	Hosea King dba Cooperative Tours	Renew
P007787	(P)	37	C & R Travel Inc	Renew
P009770	(B)	19	Michio Tanaka dba M T International Co	New
P009774	(A)	19	Hans Jurgen Bolze dba L A Excursions	New
P009782	(Z)	34	Paratransit Inc	New
P009791	(B)	50	Superior Business Services Inc dba Reliable Airport Shuttle	New
T181107	(HWY)	50	S S Dhillon dba Magic Transportation	Additional
T181677	(HCP)	56	J G Arizaga dba Arizaga and Sons Trucking	Additional
T183136	(DMP)	13	H L R Inc dba Ryerson	Transfer from T120448
T183321	(HCP)	52	John Wheeler Logging Inc	New

Docket Number
Type of Authority
County Code

Name

Type of Application

Docket Number	Type of Authority	County Code	Name	Type of Application
T183373	(HCP)	19	J L Crosby & E R Crosby dba Jack Crosby Trucking	New
T183433	(HCP)	19	A F Garcia dba Armando Flores Trucking	New
T183443	(HCP)	59	Stan Koch & Sons Trucking Inc	New
T183453	(HCP)	43	Shano Trucking Inc	Transfer from T180263
T183501	(HCP)	19	Golden West Airlines Inc dba Golden West Express	Transfer from T178486
T183507	(HCP)	17	Steed Truck & Crane Inc dba Steed Truck & Crane	Transfer from T173415
T183517	(HCP)	37	Herimex Corp	Transfer from T145147
T183548	(HCP)	39	A S Khinda & H Khinda dba Khinda Brothers	Transfer from T177964
T183549	(HCP)	34	Inter City Inc	Transfer from T122273
T183616	(HCP)	37	Rust & Sons Trucking Inc	Transfer from T143112
T183651	(HCP)	12	K M Bareilles dba Ken Bareilles Trucking	Transfer from T070111
T183659	(HCP)	19	D W Duncan	Transfer from T182311
T183698	(HCP)	36	L Garcia, A Tello, A Zarate dba Husky Trucking	New
T183728	(HCP)	07	M R Gonzalez dba U R Transportation	New
T183820	(HCP)	19	Briggs Superior Transp Inc, Superior Transp Services & Superior Air Cargo	Transfer from T178425
T183823	(HCP)	09	K L Beach dba K L B Trucking	Transfer from T175852
T183846	(HCP)	33	F M Salcedo dba Salcedo & Sons	Transfer from T179402
T183864	(HCP)	43	Zora Singh dba J Singh Trucking	Transfer from T093676
T183866	(HCP)	19	Abelardo Chavez dba Chavez Trucking	Transfer from T179402

Docket Number
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County Code

Name

Type of Application

Docket Number	Type of Authority	County Code	Name	Type of Application
T183916	(HCP)	23	North Cal Wood Products	Transfer from T132812
T183971	(HCP)	43	L A Figueroa	Transfer from T167216
T184005	(HCP)	30	B W Wilkinson dba Wilkinson Transfer Service	New
T184048	(HCP)	19	H A MacMaster	New
T184050	(HCP)	33	W R Harris & G D Harris dba Best Transport	New
T184074	(HCP)	36	Tracey Adam Smith dba Jordan Trucking	New
T184084	(HCP)	19	Alfredo Espinoza	Transfer from T169640
T184104	(HCP)	19	Gary L. Ferguson dba G L F Transport Co	Transfer from T127750
T184121	(HCP)	19	M A Soto dba A and S Material Handlers	Transfer from T176024
T184148	(HCP)	54	T De Azevedo & J Espinoza Jr dba West Wind Transportation	New
T184150	(HCP)	10	Parm Singh dba Sidhu Bros Trucking	New
T184221	(HCP)	19	Bill Nguyen dba Taysonz	Transfer from T181419
T184226	(HCP)	04	R Cross dba Rodney Cross Trucking	Transfer from T138133
T184242	(HCP)	36	Ontario Bldg Materials Inc dba O B M 'S Nursery	New
T184243	(HCP)	33	Dan Sanchez Zazueta dba Dans Transporter	New
T184254	(HCP)	59	E W Wylie Corporation	New
T184281	(HCP)	37	J A Duenas dba Duenas Trucking	New
T184289	(HCP)	47	Lee Bundy dba Bunoy Trucking	Transfer from T117276
T184347	(HCP)	33	A C Collins dba Collins Trucking	New
T184619	(HCP)	59	JOHN T BEWLEY & J T BEWLEY dba Bewley Investments	NEW

Docket Number
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County Code

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Type of Application

Docket Number	Type of Authority	County Code	Name	Type of Application
T184350	(HCP)	20	C Grove & W W Groves dba Sunrise Trucking	New
T184415	(HCP)	10	W H Hunt III dba B & S Trucking	Transfer from T162601
T184434	(HCP)	37	Juan Amezoua Gudino dba J A Transport	New
T184438	(HCP)	19	A H Frazier dba A C F Trucking	New
T184454	(HCP)	01	D Kammermann dba DK Services	New
T184500	(HCP)	45	C T Flynn & S I Flynn dba Pat Flynn Trucking	Transfer from T166352
T184526	(HCP)	59	Creech Brothers Truck Lines Inc	New
T184585	(HCP)	34	Jagtar Singh dba J & J Trucking Company	New
T184586	(HCP)	09	G D Roraus dba Gregg Roraus Trucking	New
T184591	(HCP)	34	Sergio Palomera	New
T184592	(HCP)	34	Ron James Smith	New
T184593	(HCP)	34	Nile Wass Baker	New
T184619	(HCP)	59	T J Bevley & J T Bevley dba Bevley Investments	New
T183975	(HCP)	07	HARBANS SINGH PANNU dba H PANNU TRUCKING	Transfer from T183478

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
 CNT=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
 LVS=Seasonal Livestock Carrier Permit
 TTC=Tank Truck Carrier Permit
 VTC=Vacuum Truck Carrier Permit