

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Resolution TL-18719
Safety and Enforcement Division
November 21, 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 21st day of November 1995, the following Commissioners voting favorably thereon:



WESLEY M. FRANKLIN
Executive Director

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

Transportation Division
 Safety & Enforcement Branch
 License Section

SCHEDULE OF ACTIONS REGARDING PERMITS AND CERTIFICATES
 UNDER RESOLUTION TL-18719

Resolution TL-18719
 11/21/95

Page 1 of 5 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
P000079	(B)	15	T Joe Bateman dba TLB Charter Service	Renew
P000850	(B)	42	San Antonio Candido Tanawan dba San Antonio Liner	Renew
P000885	(A)	54	Orange Belt Stages	Renew
P001348	(B)	19	Antelope Valley Airport Express	Renew
P002313	(B)	19	Michael Paul Haggerty dba Stardust Limousine	Renew
P004144	(B)	36	J C Sutton & S A Sutton dba S S Coach	Renew
P004952	(A)	19	Ca Coast Coach Inc dba BlueStar	Renew
P005119	(B)	36	Ebmeyer Hugh & Sharon dba Ebmeyer Charter Service	Renew
P005556	(B)	19	Clinton Bolden dba C & H Charters & Tours	Renew
P010014	(B)	41	East Sun Travel Service Inc	
P010035	(B)	19	Rafael C Castrejon dba Pilon Tours	New
P010079	(B)	38	S & M Trebol Tours & Travel dba Trebol Tours & Travel	New
P010111	(C)	33	Desert Balloon Charters	New
T137581	(HCP)	13	Raul Palomino dba Palomino Trucking	Transfer from T177486
T159672	(HCP)	36	Jorge Luis Ferrer dba Jorge Ferrer Trucking	Transfer from T139716
T167913	(HCP)	24	Nicholas Manriquez dba N Manriquez & Sons	Transfer from T177715

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T172113	(HCP)	45	David M Gooch	Transfer from T175609
T179908	(HCP)	44	Saul Acevedo	Transfer from T179899
T181036	(HCP)	10	Raul Oropeza dba Oropeza Trucking	New
T181074	(HCP)	55	Victor Dias Ruiz dba Ruiz Trucking	New
T182880	(HCP)	19	Beverly Hills Express Inc dba Metrozone Messenger	New
T182942	(HCP)	33	Moises Del Toro dba M Del Toro Trucking	Additional
T183812	(HCP)	54	M G Grim dba Michael G Grim Trucking	Transfer from T180784
T183880	(HCP)	36	Desiree C Silva dba R C Transportation	Transfer from T119745
T184223	(HCP)	56	R P Cummings Inc	Transfer from T117062
T184411	(HCP)	19	G A Geraci dba Raintree County Express	Transfer from T155588
T184486	(HCP)	24	Victor Mendoza & Jose Madrigal	Transfer from T174285
T184511	(HCP)	19	D A MacDonald dba Ca Motor Couriers	New
T184529	(HCP)	01	R D Carrier Enterprises dba Carrier Transport	Transfer from T175918
T184655	(HCP)	42	P J Brady dba Delivery For Designers	New
T184776	(HCP)	19	D E Claire Jr dba Don Claire Jr Trucking	Transfer from T091032
T184889	(HCP)	04	T Slack, R Slack & J L Slack dba Thomas Slack Trucking	Transfer from T168459
T184919	(HCP)	19	M Saravia & B L Saravia dba B & M Trucking Co	New
T185001	(HCP)	19	Legend Equipment Rentals dba Legend Transportation	Transfer from T180688
T185031	(HCP)	01	D Bauer, L Bauer & D J Bauer dba Bauer Enterprises	Transfer from T161516

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T185049	(HCP)	33	B Torres dba Torres Trkg. & Mobile Homes	New
T185147	(HCP)	59	Keystone Freight Corp	New
T185149	(HCP)	19	Profall Inc dba Express-It/LAX	New
T185155	(HCP)	19	N A Rodriguez dba Destiny Transp Services	New
T185165	(HCP)	10	Thorson & Hutchings Co dba Pacific Coast Packaging Co	Transfer from T105133
T185173	(HCP)	59	Hershel R Hutcheson	New
T185186	(HCP)	19	L Macias dba Leonel Macias Trucking	Transfer from T124677
T185191	(HCP)	37	S C Pardo dba Powerty Trucking	Transfer from T125634
T185221	(HCP)	32	L M Hart dba Hart Trucking	Transfer from T176883
T185292	(HCP)	37	Michael Randazzo dba Hauling Ass Horse Transport	New
T185331	(HCP)	15	P A Melgar, A Ayala & F M Saldana dba Cen Mex Trucking	New
T185355	(HCP)	19	Melvin R Appleberry dba Appleberry & Sons	Transfer from T164963
T185357	(HCP)	54	Bradley S Wilson Sr dba B H Transport	New
T185393	(HCP)	45	Williamson Equipment Inc dba Ca Equipment Sales	New
T185429	(HCP)	19	R B Grossman dba Ray Grossman Trucking	Transfer from T110663
T185470	(HCP)	59	Mark VII Trucking	New
T185474	(HCP)	37	Federico Lopez	Transfer from T166302
T185499	(HCP)	01	W R Wilkinson dba Wilkinson Delivery	New

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T185504	(HCP)	01	S A Avilla dba Blue Duece Transportation	Transfer from T057111
T185517	(HCP)	19	P Morales & S Herrera dba P & S Trucking	New
T185528	(HCP)	33	J & D Kyle Corporation	Transfer from T183168
T185531	(HCP)	29	John Jay Wilcox dba Jay Wilcox Logging	Transfer from T167769
T185572	(HCP)	31	Sierra Express Delivery Serv	Transfer from T145652
T185583	(HCP)	49	J J Balletto dba Balletto Ranch	New
T185590	(HCP)	04	L A Varner dba Varner Trucking	New
T185595	(HCP)	10	James Kenneth Blowers	New
T185600	(HCP)	01	Francisco Lopez dba Lopez Trucking	Transfer from T090454
T185601	(HCP)	52	Steven J Perry & Karen L Means dba Kountry Express	Transfer from T156925
T185607	(HCP)	37	G G Dupras dba Dupras Trucking	Transfer from T167029
T185609	(HCP)	19	B W Ives dba Rocky Ives Trucking	Transfer from T110663
T185610	(HCP)	37	L A De Anda dba Albertos Trucking	New
T185612	(HCP)	24	Casie Ellis dba Shippers	New
T185618	(HCP)	19	Nicolas Orosco dba N Orosco Trucking	New
T185625	(HCP)	57	C A Heard dba Cliff Heard Trucking	Transfer from T136437
T185636	(HCP)	34	G R Corker dba G & B Trucking Co	Transfer from T144482
T185642	(HCP)	41	Satnam S Chahal dba Chahal Trucking	New

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Type of Application

T185643 (HCP) 44 Gurnek Singh New
dba Nijjar Express

A =Charter-Party A Certificate
B =Charter-Party B Certificate
C =Charter-Party C Certificate
AGR=Agricultural Carrier Permit
ABS=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
LVS=Seasonal Livestock Carrier Permit
TTC=Tank Truck Carrier Permit
VTC=Vacuum Truck Carrier Permit

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