

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Resolution TL-18723
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 18th day of December, 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 T1-18723

Resolution T1-18723
 12/18/95

Page 1 of 6 Pages
 Attachment T-1

Docket Number	Type of Authority	County Code	Name	Type of Application
P000021	(A)	01	Peerless Stages Inc	Refile
P000074	(A)	19	Robinson Charter Lines Inc	Renew
P000214	(A)	19	Your Man Tours Inc	Renew
P001133	(A)	19	Hot Dogger Tours Inc	Additional
P004077	(B)	19	Diversified Paratransit Inc	Renew
P004684	(B) (S)	38	Anthony Patruño dba Quo Vadis Tour Line	Renew
P005056	(A)	36	Villard D Lynn dba Shalimar Tours & Charters	Additional
P005236	(B)	56	Camarillo Health Care District	Renew
P006270	(B)	19	Empire Parking Inc	Renew
P008676	(B)	19	Masato Kuwata dba Beverly Hills Tours	Additional
P009760	(B)	07	Sea Land Shuttle Inc	New
P009937	(B)	30	Silver State Coach Inc	Transfer from P009334
P010069	(A)	19	Golden West Airlines Inc dba Golden West Bus Lines	Transfer from P000856
P010095	(B)	19	L E Polo Inc dba Goodalls Polo Tours & Charter	Transfer from P008108
P010292	(A)	19	Voyage Limousine Services	New
T138811	(HCP)	08	Dale Gus Allen dba Dale Allen Trucking	Transfer from T117640
T142229	(HCP)	59	W D Ross dba Wm D Ross Trucking	Transfer from T117855

Docket Number
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T145947	(HCP)	59	Federal Express Corporation dba Federal Express	Additional
T156386	(HCP)	19	D R Chaffin dba D R C Trucking	Transfer from T178724
T167625	(HCP)	45	M R Dunken dba J & M Dunken Trucking	Transfer from T182409
T171313	(HCP)	34	Ascencion Campos dba A & D Campos	Transfer from T109075
T175441	(HCP)	03	J L Medical Supply Co Inc dba Phoenix HMS Dedicated Logistical Services	Additional
T176697	(HCP)	19	Jose G Castellanos	Additional
T177984	(HCP)	15	J Torres Moreno dba Jose T Moreno Trucking	Additional
T179180	(HCP)	19	Walter J Perez Sr	Additional
T180784	(HCP)	54	Rocky Dean Montgomery dba R D Montgomery Trucking	Transfer from T105133
T181066	(HCP)	24	Armando adilla	Transfer from T129114
T181548	(HCP)	51	R Magenheimer & K Magenheimer dba R & K Farms	Additional
T182072	(HCP)	19	V M Carrillo dba Victory Transportation	Additional
T182690	(HCP)	15	J L Martinez Garnica dba J Garnica Trucking	Transfer from T171809
T183278	(HCP)	50	Rajinder Pal S Dhalival dba Dhalival Trucking	Additional
T183477	(HCP)	19	Fernando Ornelas dba Ornelas Transportation	New
T183890	(HCP)	19	Monte Shaw	Transfer from T139980
T184714	(HCP)	59	Gainey Transp Services Inc	New
T184779	(HCP)	01	Five Star Consolidation Service Inc	Transfer from T161832
T184818	(HCP)	19	Dawn Food Products Inc	New

Docket Number
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Docket Number	Type of Authority	County Code	Name	Type of Application
T184873	(HCP)	24	Vernon K Koehn dba Vernon Koehn & Son	Additional
T184888	(HCP)	52	F V Rooyen & R W Van Rooyen dba Van Rooyen Trucking	Transfer from T151861
T184963	(HCP)	56	3-D Trucking Inc	Transfer from T178471
T184987	(HCP)	19	Enrique Rios	Transfer from T059368
T185015	(HCP)	19	M A Aparicio & M Martinez dba M & M Trucking	New
T185018	(HCP)	59	Riley Whittle Inc	Transfer from T090234
T185110	(HCP)	19	R M Pfaff & Danny Pfaff dba Bob Pfaff & Son Trucking	Transfer from T088531
T185137	(HCP)	33	Craco Construction Inc	Additional
T185227	(HCP)	33	Shaw Trucking Inc	Transfer from T157275
T185244	(HCP)	37	Jacques J Viret	Additional
T185264	(HCP)	19	M Taylor & P Taylor dba P Taylor Trucking	Transfer from T172336
T185287	(HCP)	37	J M Devany dba Devany Auto Transport	New
T185290	(HCP)	19	M Munguia, J G A Munguia & J Munguia dba Five Brothers Trucking Co	New
T185320	(HCP)	24	David Mendoza dba Mendoza Delivery	New
T185352	(HCP)	43	Charanjit Singh dba Gakhal Trucking	New
T185383	(HCP)	33	Nustar Transport Inc	Transfer from T129456
T185392	(HCP)	07	M T Homan dba M & H Transportation	New
T185426	(HCP)	22	Lyle Kesler dba Lyler Kesler Transportation	New
T185444	(HCP)	19	Hamlet Hamladjian dba Hi Lo Trucking	Transfer from T182846

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Docket Number	Type of Authority	County Code	Name	Type of Application
T185494	(HCP)	07	J A Wheeler & C L Wheeler dba Jeff Wheeler Trucking	Transfer from T072131
T185495	(HCP)	05	M A Crippen & J Crippen dba The Olds Man Trucking	Transfer from T182962
T185552	(HCP)	59	Bennett Truck Transport Inc	New
T185560	(HCP)	37	Gravel N Grit Inc	Transfer from T154378
T185568	(HCP)	34	Jarnail Singh dba Aman Deep Trucking	Transfer from T109075
T185571	(HCP)	59	Great Western Chemical Co	New
T185578	(HCP)	04	Joseph A Chadwick dba Chadwick Trucking	New
T185586	(HCP)	27	J Gomez, M Gomez & A Gomez dba Salinas Valley Transport	Transfer from T178661
T185591	(HCP)	41	Enrique F Romero	Transfer from T182404
T185599	(HCP)	13	Jorge O Vasquez dba Cobra Ltd	Transfer from T139980
T185613	(HCP)	19	Jimmie Stanley & Benny Lav	Transfer from T091141
T185616	(HCP)	37	H Nimr Haroun dba B M B Trucking	New
T185626	(HCP)	36	Martin Obezo	Transfer from T089161
T185637	(HCP)	19	Environmental Efficient Enterprises Inc	Transfer from T114778
T185652	(HCP)	34	Roger T Noyes	Transfer from T156230
T185656	(HCP)	19	Pace Setter Trucking Inc	Transfer from T176610
T185657	(HCP)	37	Charles Welk Trucking Inc	Transfer from T174609
T185658	(HCP)	45	Scott A Lyter dba Haps Express	Transfer from T170305
T185663	(HCP)	47	Richard H Pratt	Transfer from T134445
T185680	(HCP)	01	Manuel Cruz dba Cruz Trucking	New

Docket Number
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Docket Number	Type of Authority	County Code	Name	Type of Application
T185682	(HCP)	58	Alan Lee Brace dba Alan Brace Trucking	Transfer from T105116
T185683	(HCP)	19	Total Transportation Inc	Transfer from T174108
T185700	(HCP)	35	Arturo Cruz Contreras	New
T185707	(HCP)	30	Larry L Wear dba Bayside Transportation Services	Transfer from T126209
T185711	(HCP)	19	Jason Arnold & Mike Turin	Transfer from T167678
T185724	(HCP)	36	S M Gonzalez dba Sebastian Gonzalez Trucking	Transfer from T181603
T185747	(HCP)	45	William Bryan Robinson	Transfer from T172167
T185750	(HCP)	53	Jeanette L Mueller dba Mueller Trucking	Transfer from T160151
T185766	(HCP)	19	T & R Trucking Inc	Transfer from T171085
T185780	(HCP)	01	G T Gaorian & E B Gaorian dba J & D Trucking	New
T185786	(HCP)	59	Cardinal Transport Inc	New
T185800	(HCP)	15	EOTT Energy Operating Limited Partnership & EOTT Energy Corp (sole general partner)	Transfer from T182289
T185805	(HCP)	30	Regueiro Inc dba R & R Express	Transfer from T151366
T185837	(HCP)	19	Sanifill Falcon Displ Serv Inc	Transfer from T165979
T185874	(HCP)	58	Walter, Teresa & Scott West	New
T185875	(HCP)	04	James B Anderson	New
T185882	(HCP)	34	Edward J Leeman	Transfer from T179617
T185888	(HCP)	07	Steven A Dover	Transfer from T176379
T185893	(HCP)	57	Outsource Fleet Services Inc	New

Docket Number

Type of Authority

County Code

Name

Type of Application

T185917 (HCP) 60 Dynamex Operation West Inc Nev

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