

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Resolution TL-18753  
Safety and Enforcement Division  
July 17, 1996

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 17th day of July 1996, the following Commissioners voting favorably thereon:

*Wesley Franklin*

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WESLEY M. FRANKLIN  
Executive Director

P. GREGORY CONLON  
President  
DANIEL Wm. FESSLER  
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-18753

Resolution TL-18753  
 7/17/96

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
P000093	(B )	30	P V V Corporation dba American Tour and Leasing	Renew
P006154	(A )	38	Silverstar Coach Lines Inc	Additional
P006601	(B )	49	Ideal Tours & Travel Inc	Renew
P008436	(B )	01	Faizal Mohammed dba S and S Tour U S A	Renew
P008445	(B )	30	Hiroshi Terry Takatori dba Phoenix Travel USA	Renew
P008526	(A )	10	T & T Travel Inc dba Best Tours & Travel	Additional
P010507	(A )	34	777 Tours Inc	Renew
T174595	(HCP)	57	Adan M Jaime dba Adan Jaime Trucking	Transfer from T157561
T176723	(HCP)	39	G K Swanberg dba G K Swanberg Traf Services	Additional
T180772	(HCP)	39	Efrain Castellanos dba El Payo Trucking	Transfer from T147376
T182229	(HCP)	19	Steven John Alderette dba D C T Auto Transport	Additional
T183998	(HCP)	30	Guadalupe Lopez	Transfer from T110227
T185154	(HCP)	55	Bruce J Slaton dba B J Slaton Trucking	Additional
T185687	(HCP)	45	J L Kirk & R P H Kirk dba Good Boy Trucking	Transfer from T164008
T185829	(HCP)	48	Leonard Joseph Mix Sr dba Leonard Mix Trucking	Transfer from T160147
T185942	(HCP)	37	Cusick Enterprises Inc dba Convoy Transportation	Transfer from T152719

Docket Number  
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Type of Application

Docket Number	Type of Authority	County Code	Name	Type of Application
T186484	(HCP)	19	N Aponte, J Chavez & A Sahgun dba Inti Raymis Trucking	Transfer from T183500
T186603	(HCP)	19	Vanik J Danielian dba City Courier	New
T186721	(HCP)	39	Carry Co of Illinois Inc dba Carry Transit	New
T186738	(Hcp)	50	Frank J Assali dba Assali Farms	Transfer from T172014
T186846	(HCP)	19	Modesto Almendarez dba M A Trucking	Transfer from T185011
T186848	(HCP)	48	Rich Campbell Gen Engineering Inc	Transfer from T108572
T186877	(HCP)	54	J D Heiskell & Co Inc & Hillman Milling Inc dba J D Heiskell & Co	Transfer from T147365
T186883	(HCP)	36	R L Whitehead dba G T Services/G T Trkg Serv	New
T186895	(HCP)	19	Grigor Sarkisyan dba Gregs Trucking	Transfer from T150607
T186925	(HCP)	57	J B Guzman, S B Guzman, A B Guzman, & E De Haro DeHaro dba Bermudez Trucking	Transfer from T178484
T186997	(HCP)	23	J L Ciro & R E Merritt dba Ciro & Merritt Trucking	Transfer from T184665
T187120	(HCP)	43	LaDonna S Elam & D A Elam dba L & D Elam Ag Ent LLC	Transfer from T066987
T187126	(HCP)	16	Kevin Dye dba Dye Trucking	Transfer from T168881
T187222	(HCP)	41	John A Zellman dba B & Z Trucking	New
T187261	(HCP)	37	Alvaro Beltran & P Lora	Transfer from T181051
T187288	(HCP)	15	J Gonzalez & X Gonzalez dba Hacienda Gonzalez Trucking	New
T187302	(HCP)	19	Elver R Marroquin dba E B Trucking	New

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Type of Application

Docket Number	Type of Authority	County Code	Name	Type of Application
T187328	(HCP)	43	Metro Bulk Transport	Transfer from T096791
T187336	(HCP)	01	Jason Stump Diamond	New
T187382	(HCP)	19	Coastal Delivery Corporation	Transfer from T176750
T187390	(HCP)	19	J C Arevalo & E D Martell dba Martell Trucking	Transfer from T163672
T187527	(HCP)	38	Jung K Lee dba Koam Express	New
T187529	(HCP)	19	Big Arrow Transport Corp	New
T187533	(HCP)	19	F & C Trucking Inc	Transfer from T166151
T187534	(HCP)	55	Barrett Arnold Lawrence	Transfer from T129760
T187551	(HCP)	19	Garry Lee Hayes dba Red Rocket Auto Transport	New
T187572	(HCP)	34	T G Ambrey & T E Ambrey dba Tom Ambrey Trucking	Transfer from T165438
T187578	(HCP)	19	Stephen Owen Foss dba W I Carriers	New
T187643	(HCP)	12	Richard Lee Lane	Transfer from T129207
T187678	(HCP)	15	Jose R Espinoza dba R & R Trucking	New
T187688	(HCP)	37	M Covarrubias & A Covarrubias dba CMA Trucking	New
T187709	(HCP)	19	Questar Communications Group dba Quest Express & Century Express	Transfer from T179793
T187732	(HCP)	44	Jesus Gonzalez dba Jesus Gonzalez Trucking	Transfer from T171119
T187733	(HCP)	45	Lupe P Cordova dba Broken Arrow Trucking	Transfer from T138568
T187751	(HCP)	30	Service Courier Inc	New
T187754	(HCP)	48	Jesus Garcia dba Garcia Transport	New
T187772	(HCP)	19	G L Mendes & T Dean Mendes dba T D Trucking	Transfer from T079437

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Docket Number	Type of Authority	County Code	Name	Type of Application
T187792	(HCP)	07	Prisoilla Senick dba F & P Trucking	New
T187793	(HCP)	19	Algery McGuire dba A & J Freight Service	New
T187802	(HCP)	55	Highway Hoppers Inc	New
T187813	(HCP)	49	Nessinger Inc dba Nessco Inc	Transfer from T186829
T187817	(HCP)	19	R A Garcia III dba Garcia Sand & Gravel Trkg	New
T187838	(HCP)	54	Paul Straley dba Task Construction	Transfer from T155019
T187862	(HCP)	34	Livingstons Concrete Svc Inc	Transfer from T162836
T187863	(HCP)	34	Adolfo S Valdez Jr	Transfer from T133765
T187888	(HCP)	36	Intravaia Rock & Sand Inc	Transfer from T043134
T187895	(HCP)	07	Matthew Aaron Gustin dba Gustin Trucking	Transfer from T183452
T187902	(HCP)	19	Kal Dump Trucking Inc	New
T187921	(HCP)	27	Terri Amber Blatnik dba Valley Water Truck Service	New
T187937	(HCP)	36	James D Kersey Kersey Trucking	New
T187942	(HCP)	30	Krizia Corp Rene Garcia Nenes Trucking	Transfer from T179753
T187948	(HCP)	39	Jimmie H Freeman	New
T187974	(HCP)	04	Pete James Cuming	New
T188029	(HCP)	30	Albert Allen Stanley dba Stanley Trucking	New
T188031	(HCP)	29	James Pearson & Russell Pearson dba Pearsons Feed	New



Docket Number  
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Type of Application

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T188035	(HCP)	27	J Dominguez & M Argueta dba D & A Trucking	New
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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  
 LIY=Livestock Carrier Permit  
 LYS=Seasonal Livestock Carrier Permit  
 TTC=Tank Truck Carrier Permit  
 VTC=Vacuum Truck Carrier Permit