

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Resolution TL-18755
Safety and Enforcement Division
August 2, 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 2nd day of August 1996, the following Commissioners voting favorably thereon:

Wesley Franklin

WESLEY M. FRANKLIN
Executive Director

P. GREGORY CONLON
President

DANIEL Wm. FESSLER

JESSIE J. KNIGHT, Jr.

HENRY M. DUQUE

JOSIAH L. NEPPER

Commissioners

Transportation Division
 Safety & Enforcement Branch
 License Section

SCHEDULE OF ACTIONS REGARDING PERMITS AND CERTIFICATES
 UNDER RESOLUTION TL-18755

Resolution TL-18755
 8/02/96

Page 1 of 4 Pages
 Attachment T-1

Docket Number	Type of Authority	County Code	Name	Type of Application
P008409	(C)	07	Mariah Wilderness Expeditions Inc	Renew
P008527	(B)	07	Ann C Woods dba Roughing It Day Camp	Renew
P010432	(B)	19	Young Jay Ahn dba LA Tour and Travel	New
T103859	(HCP)	01	Modern Mail Service Inc dba Modern Mail & Courier Serv	Additional
T108647	(HCP)	43	Robert A Steinhauer dba Bob Steinhauer Trucking	Transfer from T132133
T140339	(HCP)	33	Sandra Lynn Eggering	Transfer from T120094
T144324	(HCP)	19	Manuk M Harutunian	Transfer from T074409
T150570	(HCP)	39	Ralph Lopez DeLuna dba RD Trucking	Transfer from T148850
T173855	(HCP)	54	Anthony Carrillo dba A & P Carrillo Trucking	New
T176512	(HCP)	30	Hardev S Sandhu dba South Sunshine Express	Transfer from T185855
T179646	(HCP)	36	Jeremy Lynn Smith	Transfer from T183867
T183580	(HCP)	31	Richard Lester Steiner dba Rick Steiner Trucking	Transfer from T079036
T183990	(HCP)	35	Daniel T Spears dba Spears Trucking	New
T185071	(HCP)	59	Condor Enterprises Inc Which Will Do Business In Ca as Washington Condor Enterprises Inc	New
T185192	(HCP)	15	Ajmer Singh dba Malhi Transport Co	Transfer from T077935

Docket Number	Type of Authority	County Code	Name	Type of Application
T186074	(HCP)	15	Roberto Vega	Additional
T186100	(HCP)	19	Garnik Hakopian dba G H Truck Line	Transfer from T178798
T186369	(HCP)	31	D W Elrick & G S Elrick dba D W Trucking	Transfer from T107172
T186411	(HCP)	36	Kevin Duane Stephens dba Stephens Trucking	Transfer from T182966
T186443	(HCP)	41	Gregory P J Nichols	Transfer from T179934
T186579	(HCP)	08	NorthCoast Wholesale Inc	New
T186584	(HCP)	19	Jorge Casillas Bielmas dba J C Trucking	New
T186797	(HCP)	43	Domingo Pineda dba Pineda Trucking	New
T186933	(HCP)	12	Danny Wayne Borges dba Dan Borges Trucking	Transfer from T168927
T186947	(HCP)	34	Larry P Ferreria dba Libra Trucking Service	Transfer from T143303
T187045	(HCP)	30	A Parodi, R Pina & Justo Rufino Monzon dba Western Express	Transfer from T173306
T187091	(HCP)	19	J Quijano & M Santaacruz dba J and M Trucking	New
T187135	(HCP)	11	Eugene R Nelms	Transfer from T173216
T187144	(HCP)	45	Jones Road Enterprises Inc	Transfer from T157613
T187175	(HCP)	33	Sean Michael Brodie	New
T187237	(HCP)	30	Jamal Ravhi Baiao dba Baiao Trucking	Transfer from T161700
T187305	(HCP)	19	Dagoberto C Calzado	New
T187311	(HCP)	07	D & E Serpa Trucking Inc	Transfer from T167320
T187489	(HCP)	39	Bestway Shortload Concrete Inc	Transfer from T068276
T187491	(HCP)	07	D Flemmings & G Teixeira G & D Trucking	Transfer from T132099

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
T187500	(HCP)	10	Arthur Eugene Woody dba Woodys Toving	New
T187507	(HCP)	33	W W T I Inc	Transfer from T184512
T187523	(HCP)	18	Michael W Larsen	Transfer from T155334
T187530	(HCP)	19	SOS Waste Management Inc	New
T187644	(HCP)	19	Ernesto J Prado dba EJP Transport	Transfer from T164440
T187646	(HCP)	01	Juan Castro Jr dba Castro Valley Trucking	Transfer from T130206
T187655	(HCP)	01	Robert William Ryder III	New
T187750	(HCP)	19	Diane Lynne Martinez dba D M Trucking	Transfer from T178499
T187791	(HCP)	43	Maro Alan Paris dba Paris Trucking	New
T187814	(HCP)	13	Tommy Singh dba White Eagle Trucking	Transfer from T145598
T187816	(HCP)	34	All Stat Courier Services Inc	New
T187837	(HCP)	19	M Rodriguez, R Pineda & Marco T Garcia dba Figueroas Trucking	Transfer from T182605
T187850	(HCP)	19	Armándo Amador dba Y Not Transport	New
T187949	(HCP)	19	Leading Edge Transportation Service Inc Pacific Transit Co	Transfer from T186969
T187952	(HCP)	19	O Aguilar, A Yessi, L Chavez & M Garcia O Aguilar Trucking	Transfer from T177140
T187954	(HCP)	59	Tualatin Sleep Products Inc	New
T187973	(HCP)	10	James Peter Scheidt dba J P Scheidt Vineyard Supply	New
T187978	(HCP)	41	Antonio A Lopez	New
T187999	(HCP)	49	R R Rogers Jr dba R R Rogers Trucking	Transfer from T155278

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
T188014	(HCP)	30	US LTL Inc	New
T188015	(HCP)	01	Robert S Fairison	New
T188019	(HCP)	01	Melvin L Taylor	Transfer from T150795
T188033	(HCP)	49	Jess A Zimmerman Trucking Inc	Transfer from T043312
T188038	(HCP)	37	Jose A Garoia dba Garoias Delivery Service	New
T188069	(HCP)	36	Gentry James Smiley dba DME Trucking	Transfer from T162110
T188157	(HCP)	33	R I P Trucking Inc	New
T188158	(HCP)	29	Karl DeWayne Blagg & G E Blagg dba Karl Blagg & Son	New
T188162	(HCP)	19	Anthony C Anaya dba Anthony Anaya Trucking	New
T188182	(HCP)	30	Larry V Axe dba Larry Axe Trucking	New
T188306	(HCP)		S Vandersluis, J Pruitt & W C Campbell	New

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