

Decision No. 37789

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

Investigation of highway common
carrier operations of D. O. TRINIDAD
between points in the San Joaquin
Valley and San Francisco and Oakland.

Case No. 4759

BY THE COMMISSION:

ORDER REVOKING CERTIFICATE

By Decision No. 29136 in Application No. 20543; the Commission authorized D. O. Trinidad to transport fresh fruits and vegetables from Merced and surrounding territory to San Francisco and Oakland, and to transport, in return movement, empty containers. An investigatory order was issued on March 20, 1945, reciting that insurance on vehicles engaged in such hauling is no longer in force and effect; that a field investigation disclosed a discontinuance of service; and that no authorization for such discontinuance had been granted. The order directed respondent to file a written response or answer within fifteen days after service and placed respondent upon notice that unless he denied the facts set forth and requested a public hearing, an ex parte revocation order would be issued.

The investigatory order was personally served on March 28, 1945, to which the respondent filed a reply stating that -

" * * * insurance covering for-hire transportation on vehicles heretofore operated by me as a highway common carrier, pursuant to authorization by Decision No. 29136 in Application No. 20543, has been cancelled.

"It is also a fact that service under the aforesaid certificate has been discontinued for some time.

"It will be appropriate for you to cancel my operating right without the necessity of a public hearing."

In view of the foregoing circumstances, and it appearing that respondent is no longer conducting a highway common carrier transportation service,

IT IS ORDERED that the certificate issued to D. O. Trinidad by Decision No. 29136 in Application No. 20543 be and it is hereby revoked.

The Secretary is directed to cause a copy of this order to be served upon D. O. Trinidad, and this order shall become effective on the twentieth day after such service.

Dated at San Francisco, California, this 10th day of April, 1945.

Harold Gudwin
Justus J. Casper
Richard Laska
Frank W. Coe
Frank Powell

Commissioners