

Decision No. 42454

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
PACIFIC MOTOR TRANSPORT COMPANY, a)
corporation, to sell, and J. C.)
RUTHERFORD, an individual, to pur-)
chase, passenger stage operating)
rights as a common carrier, between)
Surf and Lompoc, California.)

Application No. 29668

SUPPLEMENTAL OPINION AND ORDER AMENDING DECISION NO. 42048

Decision No. 42048, issued September 21, 1948, authorized Pacific Motor Transport Company to transfer its intrastate passenger stage rights between Surf and Lompoc to J. C. Rutherford and required applicants to make appropriate tariff filings within 60 days on not less than 5 days' notice. Authority to transfer the interstate rights between those points was secured from the Interstate Commerce Commission on December 9, 1948. The Commission ordered tariff filings to be made effective within 60 days from that date, or February 9, 1949. (Docket No. MC-FC-29010.) Applicants did not receive the interstate order until December 23, 1948, by which time the tariff filing provision of Decision No. 42048 had expired.

By petition filed January 11, 1949, applicants request 120 days' additional time beyond that provided by Ordering Paragraph (3) of Decision No. 42048 within which to file tariffs and time tables on not less than 5 days' notice. They allege that they desire to make both the intrastate and interstate filings effective on the same date and that the additional time will permit such filings to be made within the six-months' time limit set by Decision No. 42048 for consummation of the transfer.

Applicants' request appears to be reasonable and it will accordingly be granted.

Therefore, good cause appearing, IT IS HEREBY ORDERED that Ordering Paragraph (3) of Decision No. 42048 be and it is amended to read as follows:

"(3) That applicants shall comply with the provisions of General Orders Nos. 79 and 80 and Part IV of General Order No. 93-A, by filing, in triplicate, and concurrently making effective, appropriate tariffs and time tables within 180 days from the effective date hereof and on not less than 5 days' notice to the Commission and the public."

In all other respects said Decision No. 42048 shall be and remain in full force and effect.

The effective date of this decision shall be the date hereof.

Dated at San Francisco, California, this 26th day of January, 1949.

B. J. [Signature]
San Francisco
Harold P. Hull
[Signature]
COMMISSIONERS