

ORIGINAL

Decision No. 47027

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation to determine whether the)
 provisions of proposed General Order)
 No. 99 should be adopted and supersede)
 the provisions of General Order No. 93-A)
 pertaining to highway common carriers,)
 petroleum irregular route carriers and)
 petroleum contract carriers.)

Case No. 5097

O P I N I O N

Pursuant to a petition filed by the Tank Truck Operators Association and the Tank Truck Operators Tariff Bureau, and a petition filed by The Truck Owners Association of California and the Motor Truck Association of Southern California, public hearings were held on December 19 and 20, 1951, in connection with General Order No. 99 and, resultantly, the effective date of certain parts of that order was extended for 120 days beyond January 1, 1952, by Decision No. 46591, dated December 21, 1951.

Additional public hearings have been held in San Francisco on March 19, 1952, Los Angeles on March 20, 1952, and again in San Francisco on April 9, 1952, during which dates evidence was adduced, and on the last-named date the testimony was concluded. Prior to the conclusion of the testimony the petitioners herein and the California Farm Bureau Federation, the California Cattlemen's Association, the Wool Growers' Association and the Western States Meat Packers' Association filed a joint petition requesting an examiner's

proposed report, alleging that the proceedings are complex and complicated, covering for the most part the entire operations of many carriers, that there has been raised a serious legal question concerning the proposed General Order No. 99, and that a proposed report would serve a useful purpose in giving all parties an opportunity to consider the recommendations of the hearing officer and affording them an opportunity to advise the Commission of any matters therein which they might deem to be erroneous, as well as any matter which might result in a substantial hardship upon the carriers involved.

A preliminary consideration of the evidence adduced, and of the allegations made in the petition for a proposed report, leads us to conclude that the issuance of a proposed report would be desirable in this case.

O R D E R

Petitions as above-entitled having been filed, public hearings having been held thereon, the Commission being advised in the premises, and good cause appearing,

IT IS ORDERED:

(1) That the effective date of Decision No. 46591, dated December 21, 1951, in Case No. 5097, be, and it hereby is, extended to August 1, 1952;

(2) That the presiding officer shall prepare and file a proposed report in the above-entitled matter in accordance with the Rules of Practice and Procedure of this Commission.

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

Dated at San Francisco, California, this 22nd day of April, 1952.

R. J. [Signature]
 President

Justin J. [Signature]

Harold P. [Signature]

Levinette [Signature]

John E. [Signature]
 Commissioners