

ORIGINALDecision No. 49543

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the application of)
 ALVIN J. CERUTTI and J. B. DAMIANI,)
 co-partners, doing business under)
 the firm name and style of CERUTTI &)
 DAMIANI SERVICE for a Certificate of)
 Public Convenience and Necessity as a)
 Petroleum Irregular Route Carrier of)
 Petroleum and Petroleum Products in)
 bulk in tank trucks and trailers, between)
 all points in the State of California,)
 by reason of operations conducted)
 on and after September 1, 1949,)
 Under Radial Highway Common Carrier)
 Permit issued by the Public Utilities)
 Commission of the State of California.)

Application No. 31150

ORDER REVOKING OPERATING RIGHTS

It appearing by Decision No. 44227, dated May 23, 1950, in Application No. 31150, that Alvin J. Cerutti and J. B. Damiani, doing business as Cerutti & Damiani Service, were authorized to establish and operate a service as a petroleum irregular route carrier for the transportation of petroleum and petroleum products in tank trucks and tank trailers between all points and places in the State of California; it further appearing that no evidence of adequate protection against liability imposed by law for the payment of damages for personal injury or property damage is now on file with the Commission by said Alvin J. Cerutti and J. B. Damiani as required by General Order No. 100; it further appearing that the above-named partnership has been dissolved; and it further appearing after investigation by this Commission that the above-described operation has been discontinued without any authorization to suspend or discontinue same; therefore, it

is found that Alvin J. Cerutti and J. B. Damiani are no longer conducting and have unlawfully abandoned said petroleum irregular route carrier service.

Good cause appearing,

IT IS ORDERED that the certificate of public convenience and necessity granted to Alvin J. Cerutti and J. B. Damiani, doing business as Cerutti & Damiani Service, by Decision No. 44227 in the above-entitled proceeding, is hereby revoked.

IT IS FURTHER ORDERED that within thirty days after the effective date of this order, on not less than five days' notice to the Commission, all effective tariffs filed on behalf of Alvin J. Cerruti and J. B. Damiani, doing business as Cerutti & Damiani Service, shall be cancelled.

The Secretary of the Commission is hereby directed to cause a certified copy of this order to be served upon Alvin J. Cerruti and J. B. Damiani in the manner prescribed by law.

The effective date of this order shall be the twentieth day after lawful service thereof upon Alvin J. Cerruti and J. B. Damiani, unless said Alvin J. Cerruti and J. B. Damiani before such effective date shall have filed with this Commission a written response to this order, denying the facts set forth herein and requesting a public hearing thereon, in which event the effective date of this order will thereby be stayed until hearing is held and further order issued.

Dated at San Francisco, California, this 12th day of January, 1954.

A. J. Damiani
President
Alvin J. Cerutti
J. B. Damiani
Commissioners