

ORIGINAL

Decision No. 50631

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of J. & G. Oil Well Service, a corporation, for a certificate of public convenience and necessity as a petroleum irregular route carrier to operate a vacuum tank truck service within a radius of 90 miles from base of operation, with emergency service to all areas in the State of California being developed or explored for oil.

Application No. 35277  
(Petition for Modification)

SUPPLEMENTAL OPINION AND ORDER

Decision No. 50161 of June 18, 1954, in this proceeding, granted J. & G. Oil Well Service, a corporation, a certificate of public convenience and necessity authorizing it to operate as a petroleum irregular route carrier for the transportation of petroleum and petroleum products in vacuum-type tank trucks and tank trailers. The decision required applicant to accept the certificate by August 7, 1954, and to file and make effective, not later than September 2, 1954, tariffs containing rates and charges conforming to those set forth in Local Vacuum and Pump Tank Truck Tariff No. 7, Cal.P.U.C. No. 16, of Southwestern Motor Tariff Bureau, J. L. Beeler, Agent. By an order extending time dated August 10, 1954, a sixty-day extension was granted within which to comply with those requirements. On September 30, 1954, applicant filed a petition for modification seeking authority to publish rates and charges other than those set forth in the Beeler tariff and an extension of time within which to comply with these requirements. It is

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<sup>1</sup>  
Applicant proposes to publish the following rates: 40 barrel tank units - \$8.65 per hour, 50 barrel tank units - \$9.00 per hour and 75 barrel tank units - \$10.50 per hour.

alleged that on similar applications, tank truck operators operating in the Ventura area were authorized to publish rates other than those named in the Beeler tariff.<sup>2</sup> Applicant further alleges that customers are unwilling to pay the higher rates and charges and that since the operations are similar, it will be able to operate at a profit under the proposed lower rates.

In the circumstances it appears that this requested authority should be granted. Inasmuch as the present time limit for accepting the certificate has expired, the order herein will be made effective immediately.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that Decision No. 50161 of June 18, 1954, as amended in this proceeding, be and it is hereby further amended by substituting the following for subparagraphs (a) and (b) of ordering paragraph (2):

"(a) Applicant shall file a written acceptance of the certificate herein granted within a period not to exceed one hundred and fifty days from the effective date hereof.

"(b) Within one hundred and fifty days after the effective date hereof and on not less than five days' notice to the Commission and the public, applicant shall establish the service herein authorized and file in triplicate, and concurrently make effective, tariffs containing rates and charges conforming to those set forth in the petition for modification filed September 30, 1954, and otherwise satisfactory to the Commission."

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See Decisions Nos. 50315 and 50330 dated July 27, 1954, in Applications Nos. 35234 and 35316, respectively.

In all other respects Decision No. 50161, as amended, shall remain in full force and effect.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 13<sup>th</sup> day of October, 1954.

*Robert L. Mitchell*  
President

*Justus J. Cassel*

*Deane Higgins*

*Ray E. Hutchins*

Commissioners

Kenneth Potter  
Commissioner....., being  
temporarily absent, did not participate  
in the disposition of this proceeding.