

ORIGINAL

Decision No. 55395

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Petition of)
JUSTO SANZBERRO and ALBERT YROZ,)
dba SANZBERRO LIVESTOCK TRANS-)
PORTATION CO.)

Application No. 36304

Francis X. Vieira, for applicants.

Donald J. Harvey, for the Commission Staff.

O P I N I O N

By Decision No. 52513 dated January 23, 1956, in Application No. 36304, applicants were granted a certificate of public convenience and necessity to operate as a highway common carrier of livestock between points in California. Said decision provided that applicants shall comply with and observe certain service regulations, including the establishment of service and the filing and concurrently making effective of tariffs satisfactory to the Commission, within one hundred and fifty days after January 23, 1956.

By a document entitled as above, applicants have petitioned for the reinstatement of said Decision No. 52513 and the extension of the time allowed for filing tariffs upon the ground that their failure to file such tariffs was occasioned by inadvertence.

Public hearing was held in Stockton, California, on November 5, 1956, before Examiner Rowe at which time evidence was adduced and the matter submitted for decision. Notice of this hearing was given to all interested parties but no one appeared in protest.

From the evidence of record it appears, and the Commission finds, that applicants' failure to institute service and file and make effective tariffs satisfactory to the Commission was due to inadvertence, and the time for complying with the service regulation contained in ordering paragraph (2), subparagraph (b), should be extended for a reasonable period of time.

ORDER

Request therefor having been filed, public hearing having been held and basing its decision upon the evidence of record,

IT IS ORDERED that the time limit for compliance with the service regulation contained in subparagraph (b) of paragraph (2) of the Order of Decision No. 52513 is extended to and including November 1, 1957.

Dated at San Francisco, California, this 13th day of August, 1957.

Ray E. Unteriner
President
William D. ...
R. ...
...
Commissioners

Commissioner Ray E. Unteriner, being necessarily absent, did not participate in the disposition of this proceeding.