

**ORIGINAL**Decision No. 55978

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application     )  
of HOWARD J. LIGGETT for a license    )  
as a Motor Transportation Broker.     )     Application No. 39171

SUPPLEMENTAL OPINION AND ORDER

On August 27, 1957, the Commission issued Decision No. 55473 in the above-numbered application wherein it granted Howard J. Liggett a license to operate as a motor transportation broker. This license was restricted, however, and authorized applicant only to arrange for transportation in interstate commerce of unmanufactured agricultural commodities exempt from regulation by Section 203(b)(6) of the Interstate Commerce Act. The decision did not authorize applicant to arrange or sell transportation in intrastate commerce.

Decision No. 55473 did provide, however, that when the applicant obtained letters of authority from carriers relative to arranging transportation of intrastate shipments he could apply to amend the decision so as to authorize him to arrange for such transportation. Applicant has filed a petition for modification of Decision No. 55473 wherein he requests authority to arrange for such transportation. The petition sets forth that applicant has obtained a letter of authority to arrange for such transportation for a carrier authorized to do intrastate business. This letter of authority has been filed with the Commission.

After full consideration of all of the evidence in this matter, the Commission finds that it will not be adverse to the public interest to grant applicant's petition for modification of

Decision No. 55473. No public hearing appears to be necessary and the petition will be granted.

Decision No. 55473 amended the decision authorizing applicant to add additional carriers for whom he could arrange transportation in interstate commerce, merely by his stating their names and addresses in one or more letters mailed to the Commission prior to the performance of any transportation by that carrier, which was arranged for by the applicant. This privilege will again be granted to applicant with respect to his arranging for interstate transportation. It will not be accorded, however, with respect to his arranging for intrastate transportation. With respect to such transportation, applicant can arrange transportation only for the carrier specifically indicated in the order and for such other motor carriers named in any subsequent order or orders of the Commission.

O R D E R

A petition therefor having been filed, the Commission being fully informed therein and good cause appearing, it is ordered that paragraphs 1, 2, 3 and 4 of the order contained in Decision No. 55473 shall be amended to read as follows:

1. That a license is hereby granted to Howard J. Liggett to act as a motor transportation broker as defined in Section 4083 of the Public Utilities Code subject to the conditions hereinbelow set forth.

2. That the said licensee shall keep his license certificate as a motor transportation broker posted at his authorized place of business in order that it is readily available to public inspection at all times.

3. That the said licensee shall do business as a motor transportation broker at the following location only to-wit; Shed #1, East Gablin Street, Salinas, California.

4. That the said license shall authorize licensee to sell, offer for sale, negotiate for, furnish or provide transportation over the public highways of this state in intrastate commerce for K. R. Nutting Co. and for such other motor carriers as applicant may hereafter from time to time be permitted to do business by any subsequent order or orders of the Commission.

5. That the said license shall authorize applicant to sell, offer for sale, negotiate for, furnish or provide transportation over the public highways of this state in interstate commerce of unmanufactured agricultural commodities, which are exempt from regulation by Section 203(b)(6) of the Interstate Commerce Act and stated in determination of exempted AGRICULTURAL COMMODITIES, 52 MCC 511 for Pacific Intermountain Express Company and such other motor carriers for whom applicant may hereafter from time to time be permitted to do business by any subsequent Commission order, and all other names which may be included in this order by amendment effected by applicants stating their names and addresses in one or more letters addressed to this Commission and duly deposited in the United States Mail with appropriate stamp affixed thereto, such mailing to be completed prior to the performance of any transportation arranged by applicant.

6. That the Secretary of the Public Utilities Commission shall issue and deliver to Howard J. Liggett a license certificate as a motor transportation broker in the form heretofore adopted by the Commission for such license certificate and subject to the conditions hereinabove set forth provided that the names of the motor carriers applicant is authorized to serve need not be set forth therein but

in the space provided in said license certificate for such names there shall be stated the following:

"Licensee is authorized only to negotiate for or hold himself out as one who furnishes or provides transportation in interstate or intrastate commerce over the public highways as a motor transportation broker on behalf of the motor carriers now included in the order of the Public Utilities Commission granting this license or subsequently included by amendment."

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 16th day of December, 1957.

[Signature]  
 President

[Signature]

[Signature]

[Signature]

[Signature]  
 Commissioners