

ORIGINALDecision No. 56478

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation on the Commission's)
 own motion into the operations and)
 practices of JOHN R. KREIG, doing) Case No. 5960
 business as KREIG TRUCK LINES.)

O R D E R

On July 30, 1957, the Commission issued its order instituting an investigation into the operations and practices of John R. Kreig, doing business as Kreig Truck Lines. The purpose of the investigation was to determine whether respondent violated the provisions of the Commission's General Order No. 84-C, the provisions of Minimum Rate Tariff No. 2, and the applicable provisions of respondent's tariffs on file with regard to the remittance of monies received by respondent from the delivery of C.O.D. shipments. Respondent has been issued operating rights by this Commission to operate as a highway common carrier, radial highway common carrier, and highway contract carrier.

A public hearing was held on October 11, 1957, at Santa Clara. Based upon the evidence introduced at this hearing, the Commission finds and concludes that respondent violated the Commission's General Order No. 84-C and Item 180-F of the Commission's Minimum Rate Tariff No. 2 relative to the remitting of monies collected on C.O.D. shipments.

On January 29, 1958, the Commission issued an interim order wherein it was found that the respondent no longer had on file with the Commission a C.O.D. bond as required by General Order No. 84-C and respondent was ordered to cease and desist

from handling any C.O.D. shipments pending further order of the Commission.

Since the issuing of this interim order it has come to the Commission's attention that respondent has forwarded all C.O.D. monies collected by him to the shippers entitled thereto. However, the official records of the Commission disclose that the respondent still does not have on file with the Commission a good and sufficient bond in full force and effect as required by General Order No. 84-C.

Now, therefore, good cause appearing

IT IS ORDERED:

(1) That John R. Kreig is hereby ordered to continue to cease and desist from handling any C.O.D. shipment or shipments unless and until a surety bond as required by the Commission's General Order No. 84-C has been filed with the Commission.

(2) That this order supersedes the interim order issued by the Commission in Decision No. 56185 in this matter.

(3) That the Secretary of the Commission is directed to cause personal service of this order to be made on John R. Kreig and this order shall be effective twenty days after such service.

Dated at San Francisco, California, this 8th day of April, 1958.

[Signature]
 President

[Signature]

[Signature]

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Commissioners

advised