

ORIGINALDecision No. 56283

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation on the Commission's)
 own motion into the operations,
 rates and practices of LOREN B.
 KINNEY, doing business as KINNEY
 TRUCKING.

Case No. 5991

SECOND SUPPLEMENTAL OPINION AND ORDER

By Decision No. 56283 of February 25, 1958 in the above entitled proceeding, respondent's radial highway common carrier permit was suspended for a period of five days. Under a misapprehension that this suspension period was from March 10, 1958 through March 14, 1958 inclusive, respondent suspended his operations for that period. Subsequently he became aware that the suspension period ordered by the Commission was for a different period of time. Respondent has filed a petition to modify Decision No. 56283 such that the suspension period ordered would be the period that respondent actually suspended his operations. Respondent points out that to require two suspensions would be a hardship and result in a double penalty.

Therefore, good cause appearing,

IT IS ORDERED:

1. That Paragraph (1) of Decision No. 56283 is amended to read as follows:

"(1) That the radial highway common carrier permit issued to Loren B. Kinney is hereby suspended for five consecutive days commencing at 12:01 a.m. on Monday, March 10, 1958."

2. That in all other respects Decision No. 56283 shall remain in full force and effect.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 4th day of April, 1958.

[Signature]
President

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Commissioners