## ORIGINAL

Decision No. 57383

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of RICHARD F. McCURDY and RICHARD F. McCURDY, Jr., co-partners, doing business under the trade name of McCURDY & SON TRANSPORT SERVICE, (successor to RICHARD F. McCURDY, an individual, doing business as DEMACK TRUCKING COMPANY), to operate a Highway Common Carrier Service.

Application No. 36438 (lst Supplemental)

## FIRST SUPPLEMENTAL ORDER

In Decision No. 56592, dated April 22, 1958, McCurdy & Son Transport Service was awarded a certificate of public convenience and necessity to transport certain specific commodities between the Los Angeles Drayage Area and certain cities in southern and northern California. Pursuant to ordering paragraph 2(b) of said decision this carrier was instructed to file its tariffs in conformity with the authority granted within sixty days after the effective date of the decision.

On September 9, 1958, the carrier's counsel petitioned the Commission for an extension in which to file said tariffs until November 4, 1958. It was alleged that because of certain misunderstandings concerning the date when the tariff had to be published and who was to arrange for publication necessary steps to publish said tariff have not been taken. Other reasons were advanced for the anticipated noncompliance with the decision, including the apparent inability of the tariff publishing agent to publish the tariff in time because of vacation schedules.

In view of these circumstances petitioner's request will be granted. There will be no public inconvenience as a result of this extension.

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## A=36438 (1st Sup.) GH

IT IS ORDERED that paragraph 2(b) of Decision No. 56592 be amended as follows:

> 2(b) "On or before November 4, 1958, and on not less than ten days' notice to the Commission and the public, applicants shall establish the service herein authorized and file in triplicate, and concurrently make effective, tariffs satisfactory to the Commission."

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

,	Dated at	San Francisco	, California, this
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			President
			and hitereme
			Altha Bard
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			7 Commissioners