

ORIGINAL

Decision No. 57519

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of E. J. MORIARTY, doing business as a sole proprietor under the firm name and style of E. J. MORIARTY TRUCKING CO., for a certificate of public convenience and necessity to operate as a petroleum irregular route carrier in the State of California.)
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) Application No. 37916
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In the Matter of the Application of E. J. MORIARTY to transfer a Certificate of Public Convenience and Necessity to E. J. MORIARTY COMPANY, INC., a corporation, and for E. J. MORIARTY COMPANY, INC., a corporation, to issue stock.)
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) Application No. 38972
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ORDER SUSPENDING OPERATIVE RIGHTS

E. J. Moriarty Company, Inc., holds a certificate of public convenience and necessity to operate as a petroleum irregular route carrier with vacuum-type and pump-type tank trucks and tank trailers between points in the Counties of Los Angeles, Orange, Ventura and Riverside. The certificate was granted to E. J. Moriarty, an individual, by Decision No. 53577, dated August 7, 1956, in Application No. 37916. This decision required that applicant file a written acceptance, establish the authorized service and concurrently make effective tariffs satisfactory to the Commission. The acceptance was filed on September 25, 1956. Subsequently, E. J. Moriarty was authorized to transfer the certificate to the corporation by Decision No. 54996, dated May 14, 1957, in Application No. 38972. That decision required that tariff filings be made concurrently with the transfer of the certificate. Tariff filings required by the above decisions have not been made. Upon applicant's request, the time within which tariff filings may be made was extended to December 31, 1958, by an Order Extending Time, dated September 10, 1958, in these proceedings.

By letter dated September 19, 1958, applicant's attorneys state that it has temporarily suspended operations as a petroleum irregular route carrier. In the circumstances, Decisions Nos. 53577 and 54966 will be suspended for a one-year period.

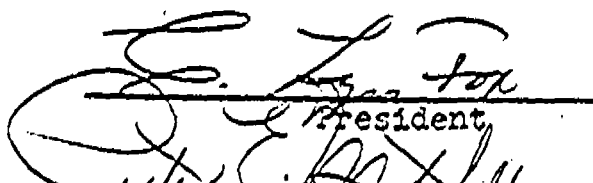
Applicant is hereby placed on notice that it shall notify the Commission in writing of the date it will commence operations at least 30 days prior to such date. In the event applicant does not notify the Commission that it will commence operations prior to the expiration of the suspension authorized herein, consideration will be given to the revocation of the certificate involved. When and if applicant desires to commence operations it shall file and concurrently make effective tariffs satisfactory to the Commission pursuant to Decisions Nos. 53577 and 54966 as amended by Order Extending Time dated September 10, 1958, in Applications Nos. 37916 and 38972.

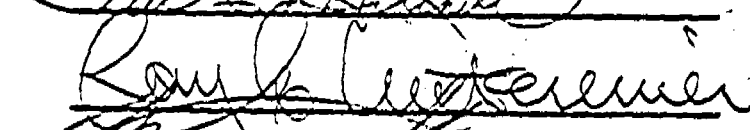
Therefore, good cause appearing,

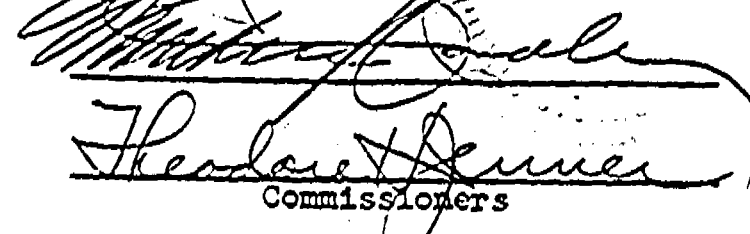
IT IS ORDERED that the certificate of public convenience and necessity granted to E. J. Moriarty by Decision No. 53577 dated August 7, 1956, in Application No. 37916 and transferred to E. J. Moriarty Company, Inc., by authority of Decision No. 54966 dated May 14, 1957, in Application No. 38972, is hereby suspended for one year after the effective date hereof.

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

Dated at San Francisco, California, this 28th day of October, 1958.



President


Roy L. Green


Theodore J. Green
Commissioners