

ORIGINAL

Decision No. 58319

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of EDWARD J. FOURNIER of  
P. O. Box 72, Downieville, California,  
and Frank A. Misner of P. O. Box 47,  
Downieville, California, to transfer  
from Edward J. Fournier to Frank A.  
Misner, all of Edward J. Fournier's  
right, title and interest in  
Decision No. 39570, and all of  
Edward J. Fournier's right, title  
and interest in Decision No. 39661  
of the Public Utilities Commission  
of the State of California.

Application No. 39252

ORDER SUSPENDING OPERATIVE RIGHTS

Frank A. Misner, doing business as The Sierra Line, possesses a highway common carrier certificate authorizing the transportation of general commodities between Sacramento, on the one hand, and Indian Flat and Downieville and intermediate points, on the other hand, and locally between Indian Flat and Downieville.

The liability insurance policy of Frank A. Misner lapsed as of April 27, 1959. Evidence of liability protection required by General Order No. 100A not being on file, and the Commission being of the opinion and finding that such failure constitutes good cause for suspension of such certificate and of tariffs applicable to service thereunder.

IT IS ORDERED as follows:

(1) The certificate of public convenience and necessity to operate as a highway common carrier granted to Frank A. Misner by Decision No. 56339, dated March 11, 1958, in Application No. 39252 is suspended pending further order.

(2) All tariffs issued by or on behalf of Frank A. Misner are suspended pending further order. A copy of this order shall be filed with said tariffs in the office of the Commission.

The Secretary is directed to cause service of a certified copy of this order to be made upon Frank A. Misner and a copy of this order to be mailed to Western Classification Committee, Agent, and Pacific Coast Tariff Bureau, C. R. Nickerson, Agent.

The effective date of this order shall be the fifth day after such service, unless before such effective date, Frank A. Misner shall have filed with this Commission evidence of insurance protection as required by General Order No. 100A, in which event the effective date of this order shall be stayed until further order of the Commission.

Dated at Los Angeles ., California, this 28<sup>th</sup> day of April, 1959.

E. Lyn Fox  
President  
W. H. [unclear]  
W. H. [unclear]  
Therese [unclear]  
Commissioners