

FINAL

Decision No. 59713

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of PACIFIC MOTOR TRUCKING COMPANY for authority to be and act as a self-insurer against liability imposed by law for the payment of damages for personal injuries (including death resulting therefrom) and damage to or destruction of property under the laws of the State of California and in accordance with General Order No. 100A

Application No. 41966

OPINION AND ORDER

This is an application filed on February 19, 1960, for an order of the Commission authorizing Pacific Motor Trucking Company to be and act as a self-insurer against liability imposed by law within the limits and provisions of General Order No. 100A on account of personal bodily injuries, death, or deaths, and damage to or destruction of property other than property being transported for a shipper or consignee.

Applicant, a subsidiary of Southern Pacific Company, is engaged in conducting operations as a highway common carrier and a petroleum irregular route carrier under certificates of public convenience and necessity granted by this Commission. Also, it conducts operations as a city carrier, radial highway common carrier, highway contract carrier and a household goods carrier under permits issued by this Commission. It reports that it has been meeting the requirements of General Order No. 100A by an insurance policy issued by Pacific Indemnity Company, which will

expire at 12:01 a.m. on March 1, 1960, and that it has determined that it will not renew said policy and will not obtain similar or other insurance from any other insurance company.

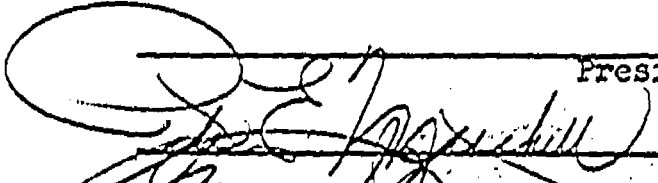
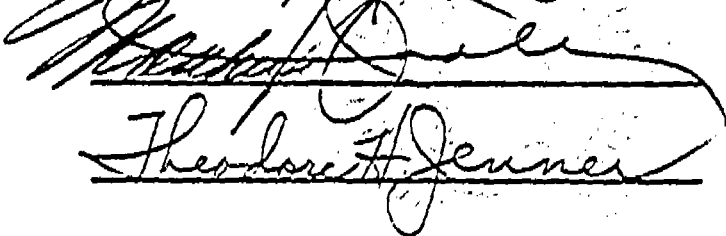
Inasmuch as Paragraph (5) of General Order No. 100A, as amended by Decision No. 57807, dated December 30, 1958, in Case No. 5719, does not authorize self-insurance with respect to a carrier's operations under permits, and applicant does not propose to obtain insurance from an insurance company, it appears that, for such operations, in accordance with Sections 3932, 3982 and 5162 of the Public Utilities Code, it must obtain a bond, or bonds, of a surety company licensed to write surety bonds in the State of California.

The Commission has considered this matter and is of the opinion that a public hearing is not necessary, and that applicant's resources are ample to enable it to meet its insurance obligations under the applicable provisions of General Order No. 100A; therefore,

IT IS HEREBY ORDERED that Pacific Motor Trucking Company, a corporation, may become a self-insurer as to its California intrastate highway common carrier and petroleum irregular route carrier operations with minimum coverages as set forth in General Order No. 100A.

IT IS HEREBY FURTHER ORDERED that this Opinion and Order shall become effective on the date hereof.

Dated at San Francisco, California, this *24<sup>th</sup>* day of February, 1960.

  
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President  
  
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Commissioners