

Decision No. 59948

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )	
THOMAS H. GRIFFEL, for a certificate )	
of public convenience and necessity )	
to operate as a highway common carrier )	
for the transportation of livestock, )	Application No. 31444
between various points and places in )	
California over defined routes. )	

ORDER SUSPENDING OPERATIVE RIGHTS

M & M Livestock Transportation, Inc., of California, holds a statewide certificate of public convenience and necessity for the transportation of livestock over 14 different routes with the right to serve off-route points within 50 miles of said routes.

This carrier has not filed quarterly reports since the second quarter of 1959 and has not paid its quarterly fees since that time. Due to its failure to file such reports and pay the fees, its radial highway common carrier and highway contract carrier permits were revoked January 26, 1960.<sup>1</sup>

The Commission being of the opinion and finding that the failure of M & M Livestock Transportation, Inc., of California, to file quarterly reports and pay fees, constitutes good cause for suspension of this carrier's certificate,

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Section 5007 of the Public Utilities Code of the State of California provides in part: "If any transportation agency referred to in this chapter is in default in the payment of the fees prescribed, other than filing fees, for a period of 30 days or more, the Commission may suspend or revoke any certificate of public convenience and necessity, permit, or license of such agency ..."

IT IS ORDERED:

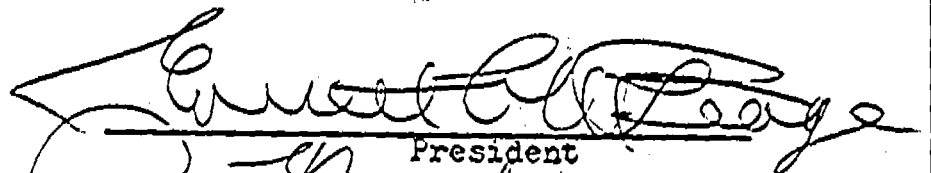
(1) That the certificate of public convenience and necessity granted to M & M Livestock Transportation, Inc., of California, by Decision No. 44837 in Application No. 31444, is hereby suspended pending further order.


(2) That all tariffs issued by or on behalf of M & M Livestock Transportation, Inc., of California, are hereby suspended pending further order. A copy of this order shall be filed with said tariffs in the office of the Commission.


The Secretary is hereby directed to cause personal service of a certified copy of this order to be made upon M & M Livestock Transportation, Inc., of California, and a copy of this order to be mailed to Western Motor Tariff Bureau, Inc., Agent.


The effective date of this order shall be the twentieth day after such service, unless before such effective date M & M Livestock Transportation, Inc., of California, shall have paid to this Commission the fees prescribed in Section 5003 of the Public Utilities Code, or shall have filed with this Commission a written response to this order denying the facts set forth herein in which event the effective date of this order shall be stayed until further order of the Commission.

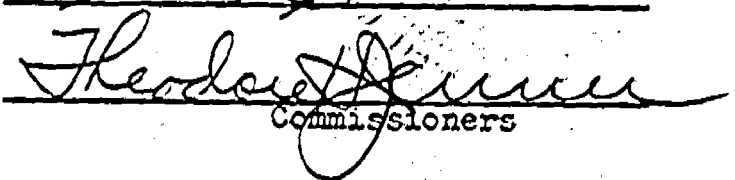
Dated at San Francisco, California, this 19<sup>th</sup> day of April, 1960.

  
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 President

  
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 Commissioners