

Decision No. 60059

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )	
COLLIER TRANSPORTATION COMPANY, a )	
corporation, to purchase and )	Application No. 35878
ROCHLITZ BROTHERS, INC., to sell )	
a highway common carrier certificate.)	

In the Matter of the Application of )	
KATHERYN ELLIOTT as administratrix )	
of the estate of KARL ELLIOTT, de- )	
ceased, to sell and COLLIER TRANS- )	Application No. 36908
PORTATION COMPANY, a corporation, )	
to purchase a petroleum irregular )	
route certificate. )	

ORDER REVOKING OPERATIVE RIGHTS

By Decision No. 58000, dated February 9, 1959, in these proceedings, the certificates of public convenience and necessity of Collier Transportation Company, a corporation, to operate as a highway common carrier were suspended for failure to have on file requisite evidence of liability insurance. By letter dated July 13, 1959, this carrier was informed that by a copy of a cancellation notice dated June 22, 1959, it was notified by Western Motor Tariff Bureau, Inc., Agent, that its participation in that Bureau's tariffs would be canceled. Such cancellation became effective October 28, 1959. The carrier was also informed that, if the required tariffs were not filed and made effective concurrently with the above cancellation date, its operative rights would be subject to revocation pursuant to lawful procedures.

Section 486 of the Public Utilities Code requires that common carriers of property file with the Commission schedules showing their rates and classifications, and Section 493 of the Code provides that no common carrier shall engage or participate in the transportation of property until its schedules of rates and classifications have been filed.

The required tariffs and requisite evidence of liability insurance not being on file, and the Commission being of the opinion and finding that such failure constitutes good cause for the revocation of this carrier's certificates,

IT IS ORDERED:

(1) That the certificates of public convenience and necessity acquired by Collier Transportation Company, a corporation, by Decision No. 50776, dated November 16, 1954, in Application No. 35878, and by Decision No. 51570, dated June 9, 1955, in Application No. 36908, are hereby revoked.

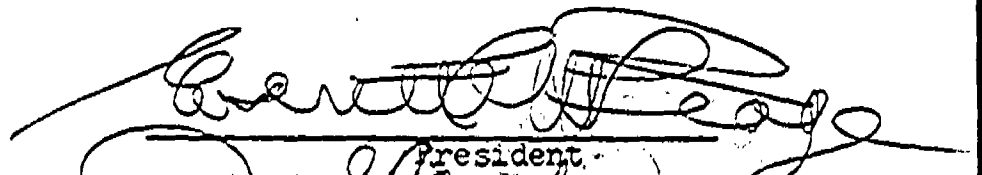


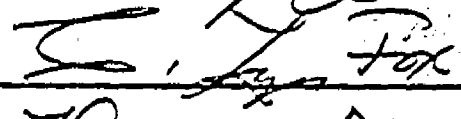
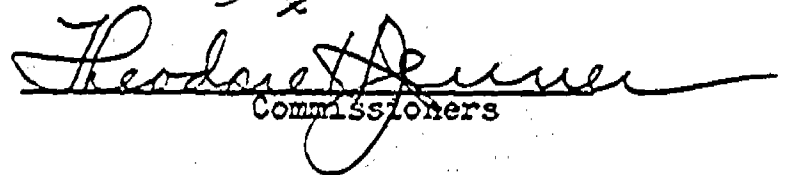
(2) That the powers of attorney issued by Collier Transportation Company, a corporation, in favor of Aaron H. Glickman, Agent, and Western Motor Tariff Bureau, Inc., Agent, are hereby canceled.

(3) That Aaron H. Glickman, Agent, is hereby authorized and directed to cancel the participation of Collier Transportation Company, a corporation, from his tariffs on file with this Commission, such cancellation to be made effective within ninety days after the effective date of this order, on not less than ten days' notice to the Commission and to the public.

The Secretary of the Commission is hereby directed to cause personal service of a certified copy of this order to be made upon Collier Transportation Company, a corporation, and to mail a copy of this order to Western Motor Tariff Bureau, Inc., Agent, and Aaron H. Glickman, Agent.

The effective date of this order shall be the twentieth day after such service unless before such effective date Collier Transportation Company, a corporation, 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 9th day of May, 1960.

  
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President  
  
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Commissioners