

60892

Decision No. \_\_\_\_\_

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
V. P. HUNT CO., a co-partnership )  
composed of V. P. Hunt and Marian )  
B. Hunt, and V. P. HUNT CO., TANKERS )  
INC., a California corporation, to )  
transfer certificates and automotive )  
equipment to ORANGE EMPIRE TRUCK )  
LINES, INC., a California corporation, )  
in exchange for shares of such corpo- )  
ration and for authority to issue )  
such shares. )

Application No. 35822

ORDER REVOKING OPERATIVE RIGHTS

The certificate of public convenience and necessity of Orange Empire Truck Lines, Inc., has been suspended since March 12, 1959, first by Decision No. 57982, dated February 9, 1959, for failure to have evidence of liability insurance on file, and later by Decision No. 59952, dated April 19, 1960, for failure to have a classification on file. This carrier was notified by Western Motor Tariff Bureau, Inc., Agent, by the Bureau's Cancellation Notice dated February 22, 1960, that its participation in that Bureau's tariffs would be canceled. Such cancellation became effective June 15, 1960.

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.

Orange Empire Truck Lines, Inc., has not filed quarterly reports since the second quarter of 1959 and has not paid its quarterly fees since that time. Section 5007 of the Public Utilities Code provides for revocation of any certificate of public convenience and necessity when the carrier is in default in the payment of fees.

The required tariffs not being on file, and quarterly fees not having been paid, and the Commission being of the opinion and finding that such failure constitutes good cause for the revocation of this carrier's certificate,

IT IS ORDERED:

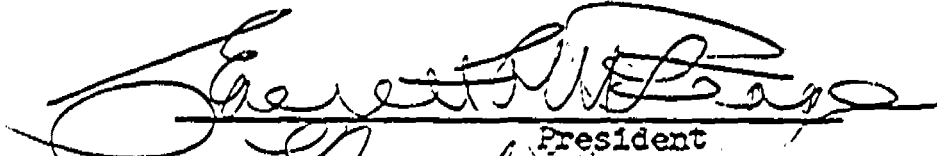
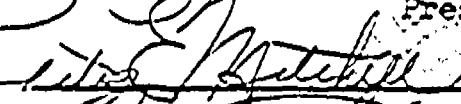

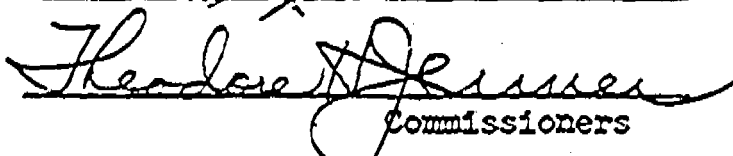
(1) That the certificate of public convenience and necessity acquired by Orange Empire Truck Lines, Inc., by Decision No. 50633, dated October 3, 1954, in Application No. 35822, is hereby revoked.

(2) That the powers of attorney issued by Orange Empire Truck Lines, Inc., in favor of Western Motor Tariff Bureau, Inc., Agent, and Western Classification Committee, Agent, are hereby canceled.

The Secretary of the Commission is hereby directed to cause service of a certified copy of this order to be made upon Orange Empire Truck Lines, Inc., and to mail a copy of this order to Western Motor Tariff Bureau, Inc., Agent, and Western Classification Committee, Agent.

The effective date of this order shall be the thirtieth day after such service unless before such effective date Orange Empire Truck Lines, Inc., shall have filed with this Commission a written response to this order denying the facts set forth herein, or requesting public hearing, in which event the effective date of this order shall be stayed until further order of the Commission.

Dated at San Francisco, California, this 15th day of October, 1960.

  
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President  
  
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Commissioners