

Decision No. 61280

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
LOYD B. TURNER, doing business as)
BLUE TRUCK LINES, to operate a Highway } Application No. 36410
Common Carrier Service.)

ORDER SUSPENDING OPERATIVE RIGHTS

Loyd B. Turner, doing business as Blue Truck Lines, holds certificates of public convenience and necessity to operate as a highway common carrier for the transportation of uncrated new furniture within and between Los Angeles and vicinity, on the one hand, and San Luis Obispo and various northern California points, on the other hand.¹

The Commission, on August 22, 1960, received a copy of a cancellation notice dated August 17, 1960, issued by Western Classification Committee, Agent, addressed to the above carrier notifying him that his participation in Western Classification 77 would be canceled, effective November 17, 1960.

By letter from the Secretary of the Commission, dated September 2, 1960, Loyd B. Turner was placed on notice that his highway common carrier operative rights would be subject to suspension or revocation, pursuant to lawful procedures, unless the required classification is filed and made effective November 17, 1960. The Western Classification Committee, Agent, on October 31, 1960,

¹ The certificate involved herein was granted by Decision No. 52881, dated April 10, 1956, in this proceeding. The other certificate, subsequently acquired by authority of Decision No. 59931, dated April 12, 1960, in Application No. 41799, is not affected.

filed with this Commission its Supplement No. 18 to said classification which cancels Loyd B. Turner, doing business as Blue Truck Lines, as a participating carrier therein effective December 15, 1960. This action affects Loyd B. Turner's Local Freight Tariff No. 1, Cal.P.U.C. No. 1, which is subject to the aforesaid classification for numerous and detailed commodity descriptions under the generic heading of "Furniture."

Section 486 of the Public Utilities Code requires that common carriers of property file with this 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 classification not being on file, and the Commission being of the opinion that such failure constitutes good cause for suspension of the particular certificate affected thereby,

IT IS ORDERED:

(1) That the certificate of public convenience and necessity granted to Loyd B. Turner, doing business as Blue Truck Lines, by Decision No. 52881, dated April 10, 1956, in Application No. 36410, is hereby suspended pending further order.

(2) That Local Freight Tariff No. 1, Cal.P.U.C. No. 1, issued by Loyd B. Turner, doing business as Blue Truck Lines, is hereby suspended pending further order. A copy of this order shall be filed with said tariff in the office of the Commission.

The Secretary is hereby directed to cause service of a certified copy of this order to be made upon Loyd B. Turner.

The effective date of this order shall be the twentieth day after such service, unless before such effective date Loyd B. Turner shall have filed with this Commission a written response to this order denying the facts set forth herein, or a freight classification as required by Sections 486 and 493 of the Public Utilities Code, in which event the effective date of this order shall be stayed until further order of the Commission.

Dated at San Francisco, California, this 28th day of
December, 1960.

Charles B. ...
 President
 E. M. ...
 ...
 L. ...
 Theodore ...
 Commissioners