

Decision No. 61496

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of PRICKETT TRANSPORTATION CO.,) Application No. 36400
to operate a highway common)
carrier service.)

In the Matter of the Application)
of PRICKETT TRANSPORTATION CO.,)
a corporation, for an expansion) Application No. 42383
and restatement of its certificate)
of public convenience and neces-)
sity, authorizing highway common)
carrier service.)

ORDER SUSPENDING OPERATIVE RIGHTS

Prickett Transportation Co., a corporation, possesses a certificate of public convenience and necessity to operate as a highway common carrier for the transportation of foodstuffs, beverages, beverage preparations, glassware and scrap, tin plate or terne plate, between various San Joaquin Valley points, on the one hand, and various northern and/or southern California points on the other hand.¹

The Commission is now in receipt of a cancellation notice dated November 11, 1960, and addressed to the above-named carrier, by which the Western Classification Committee, Agent, notified it that its participation in Western Classification 77 would be canceled effective February 11, 1961.

By letter from the Secretary of the Commission, dated November 22, 1960, Prickett Transportation Co. was placed on notice that its 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

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By Decision No. 60843 dated October 4, 1960, in Application No. 42383 (Amended), this carrier was granted an expansion of its operative rights. Tariff filings pursuant to this decision have not been made.

concurrently with the scheduled cancellation thereof. On January 3, 1961, the Western Classification Committee, Agent, filed with this Commission Supplement No. 21 to its classification eliminating Prickett Transportation Co. as a participating carrier therein effective February 11, 1961.

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 the suspension of this carrier's certificate,

IT IS ORDERED:

(1) That the certificate of public convenience and necessity to operate as a highway common carrier granted to Prickett Transportation Co., a corporation, by Decisions Nos. 56720, 57113 and 57508 dated May 20, 1958, August 5, 1958, and October 21, 1958, respectively, in Application No. 36400 and Decision No. 60843 dated October 4, 1960, in Application No. 42383, is hereby suspended pending further order.

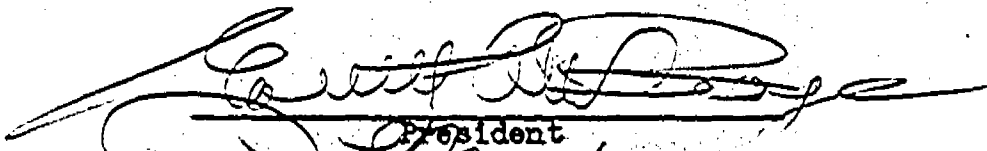
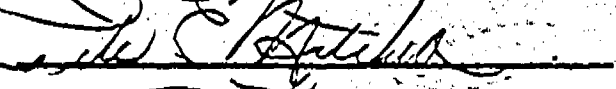
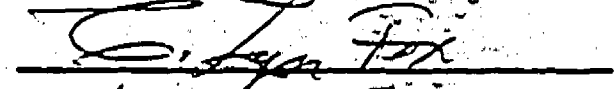

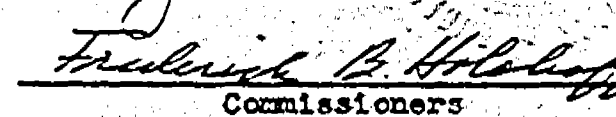
(2) That all tariffs issued by or on behalf of Prickett Transportation Co. are hereby suspended pending further order. A copy of this order shall be filed with said tariffs in the office of the Commission.

The Secretary is directed to cause service of a certified copy of this order to be made upon Prickett Transportation Co.

The effective date of this order shall be the twentieth day after such service unless before such effective date Prickett Transportation Co. shall have filed with this Commission a

written response to this order denying the facts set forth herein, or shall have filed a proper and lawful 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 14th day of February, 1961.


President




Commissioners