

Decision No. 61945

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation on the Commission's)
own motion into warehouse operative)
rights of VERNON DISTRIBUTING &)
WAREHOUSE COMPANY, INC., a)
corporation.)

Case No. 6931

ORDER SUSPENDING OPERATIVE RIGHT

Vernon Distributing & Warehouse Company, Inc., a corporation, possesses a prescriptive operative right as a public utility warehouseman for the operation of storage or warehouse floor space at Vernon, California.

The Commission received a cancellation notice dated February 17, 1961, and addressed to the above-named warehouseman, by which Jack L. Dawson, tariff agent, notified the warehouseman that its participation in California Warehouse Tariff Bureau Warehouse Tariff No. 28, Cal.P.U.C. No. 165, would be canceled effective April 27, 1961.

By letter from the Secretary of the Commission, dated March 20, 1961, Vernon Distributing & Warehouse Company, Inc., was placed on notice that its public utility warehouse operative right would be subject to suspension or revocation, pursuant to lawful procedures, unless the required tariff were filed and made effective concurrently with the scheduled cancellation thereof. On March 23, 1961, Dawson filed with this Commission a revised page eliminating Vernon Distributing & Warehouse Company, Inc., as a participant in the tariff effective April 27, 1961. No substitute tariff has been filed by the warehouseman.

Section 489 of the Public Utilities Code requires that warehousemen, among others, file with this Commission schedules showing their rates and classifications.

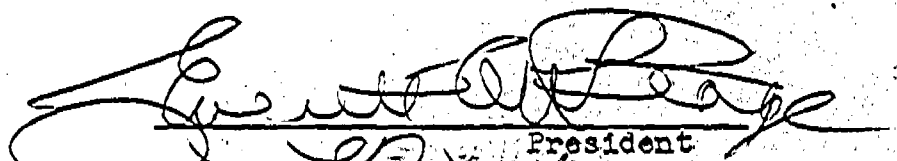


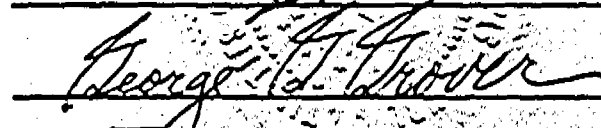

The required tariff not being on file, and the Commission being of the opinion that such failure constitutes good cause for the suspension of this warehouseman's operative right,

IT IS ORDERED that the public utility warehouse operative right possessed by Vernon Distributing & Warehouse Company, Inc., as determined in Case No. 6931, is hereby suspended pending further order.

The Secretary is directed to cause service of a certified copy of this order to be made upon Vernon Distributing & Warehouse Company, Inc.

The effective date of this order shall be the twentieth day after such service unless before such effective date Vernon Distributing & Warehouse Company, Inc., 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 tariff as required by Section 489 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 1st day of May, 1961.


President




Commissioners