

**ORIGINAL**

Decision No. 62082

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application  
of the YELLOW CAB COMPANY OF SAN  
FRANCISCO for permission to act  
as self-insurer under the  
provisions of General Order  
No. 100-A.

Application No. 43311  
Filed April 14, 1961

In the Matter of the Application  
of the YELLOW CAB COMPANY OF  
ALAMEDA COUNTY for permission to  
act as self-insurer under the  
provisions of General Order  
No. 100-A.

Application No. 43312  
Filed April 14, 1961

OPINION AND ORDER

Yellow Cab Company of San Francisco and Yellow Cab Company of Alameda County have filed applications for permits to operate as radial highway common carriers and city carriers of small packages.

In evidence of their provision for accident liability protection, as required by law, applicants have filed certificates of insurance with Continental Casualty Company showing that they have in force insurance protection up to \$500,000, in any one occurrence, in excess of the first \$25,000 which is proposed to be covered by self insurance. Applicants have deposited \$25,000 each in bank accounts as claims reserves to be used in payment of any judgment which may be rendered as a result of damage to persons or property by automobiles used in applicants' businesses.

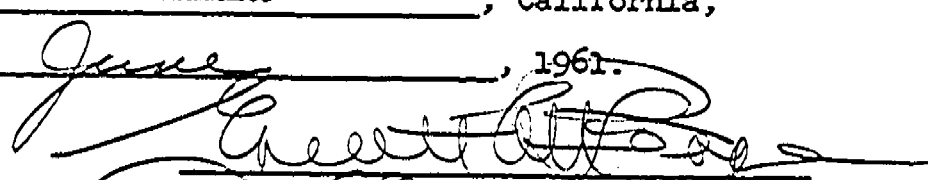
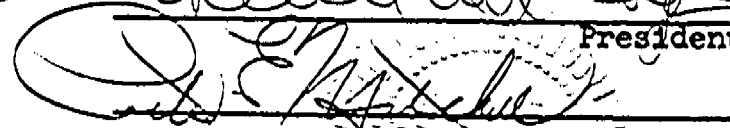
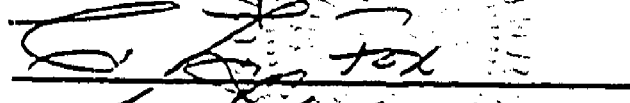
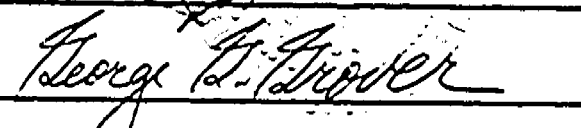
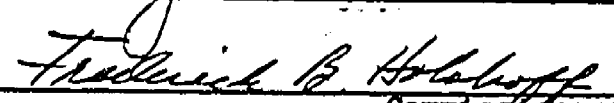
The Public Utilities Code requires radial highway common carriers and city carriers to provide insurance protection in certain specified amounts. Sections 3632 and 3982, however, provide that such protection shall be evidenced either by the deposit with the Commission of a policy of insurance issued by a company licensed to write such insurance in the state or of a bond of a surety company licensed to write surety bonds in the state. There is no provision in the Public Utilities Code (or in our General Order No. 100-A) which would permit a radial highway common carrier or a city carrier to act as a self-insurer.

In view of the provisions of the Public Utilities Code, we find and conclude that we have no authority to approve these two companies as self-insurers or to issue to them radial highway common carrier or city carrier permits until they have filed the required evidence of accident liability protection in the form, or forms, specified in the Public Utilities Code.

Therefore, good cause appearing,

IT IS ORDERED that Application No. 43311 and Application No. 43312 are hereby dismissed without prejudice.

Dated at San Francisco, California,  
this 6th day of June, 1961.

  
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President  
  
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Commissioners