

Decision No. 62114

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
MACK NISHIMOTO, doing business as)	
NISHIMOTO BROS., for a Certificate)	
of Public Convenience and Necessity)	
to Operate as a Common Carrier of)	
Commodities Generally between Points)	Application No. 36196
and Places in a Portion of Los)	
Angeles, San Bernardino, Orange,)	
Riverside, San Diego and Imperial)	
Counties.)	

ORDER VACATING SUSPENSION OF OPERATIVE RIGHTS

Decision No. 61979, dated May 9, 1961, in this proceeding, provided for the suspension of the certificate of public convenience and necessity of Mack Nishimoto, doing business as Nishimoto Bros., unless prior to the effective date of that decision he shall have filed evidence of adequate liability insurance, in which event the order would be stayed. Mack Nishimoto filed the required evidence of insurance on May 16, 1961, retroactive to February 7, 1961, staying the Commission's order. Inasmuch as evidence of adequate insurance is now on file, the order of suspension in Decision No. 61979, supra, will be vacated to clear the Commission's file.

Mack Nishimoto is hereby placed on notice that operations conducted without adequate evidence of insurance being on file with this Commission is a violation of General Order No. 100A. The carrier is reminded that the filing of evidence of insurance with a retroactive effective date to cover all or a portion of the period when evidence of insurance protection was not on file with the Commission does not meet the requirements of that general order. In the event he should operate in the future without having evidence


of liability insurance on file with the Commission, consideration will be given to possible penalty or other action.


Therefore, good cause appearing,


IT IS ORDERED that Decision No. 61979, dated May 9, 1961, in Application No. 36196, is hereby vacated and set aside.

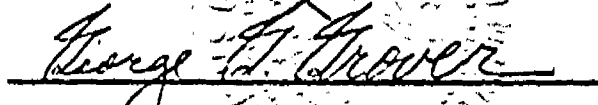
This order shall become effective on the date hereof.

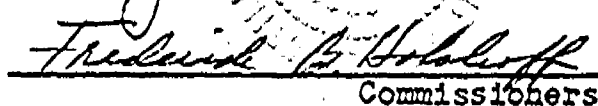
Dated at San Francisco, California, this 6th day of June, 1961.



President








Commissioners