

Decision No. 63409

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
R. H. MORRISON, for a certificate)	
of Public Convenience and Necessity)	Application No. 37895
to operate vacuum tank trucks as a)	
petroleum irregular route carrier)	
in the State of California)	

ORDER SUSPENDING OPERATIVE RIGHTS

R. H. Morrison possesses a certificate of public convenience and necessity to operate as a petroleum irregular route carrier for the transportation of petroleum and petroleum products in vacuum-type and pump-type tank trucks and tank trailers to, from and between all points and places in the Counties of Los Angeles, Orange, San Bernardino, Imperial and San Diego.

The Commission received a cancellation notice dated November 1, 1961, addressed to Morrison, whereby Western Motor Tariff Bureau, Inc., notified him that his participation in Western Motor Tariff Bureau, Inc., Local Vacuum and Pump Tank Truck Tariff No. 7, Cal.P.U.C. No. 6 (Agent J. L. Beeler series), would be canceled effective February 15, 1962.

Subsequently, by letter from the Secretary of the Commission, Morrison was placed on notice that his petroleum irregular route carrier operative rights would be subject to suspension or revocation, pursuant to lawful procedures, should he fail to maintain a tariff in effect. The publishing agent filed with this Commission a tariff revision eliminating Morrison as a participating carrier in the above tariff effective February 15, 1962. The carrier has not filed a tariff to replace the canceled tariff.

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.

A. 37895 - dd

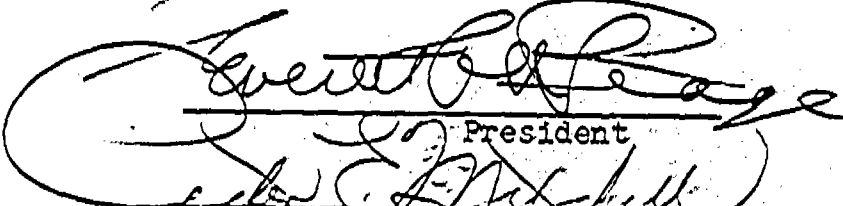
The required tariff not being on file and the Commission being of the opinion and finding that such failure constitutes good cause for the suspension of this carrier's certificate,


IT IS ORDERED that the certificate of public convenience and necessity to operate as a petroleum irregular route carrier granted to R. H. Morrison by Decision No. 53358 dated July 10, 1956, in Application No. 37895, is hereby suspended pending further order.

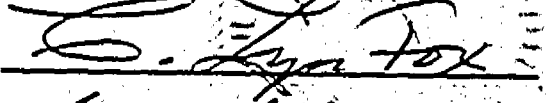
The Secretary is directed to cause service of a certified copy of this order to be made upon R. H. Morrison or to mail a certified copy thereof to him at his last known address as shown in the Commission's records.

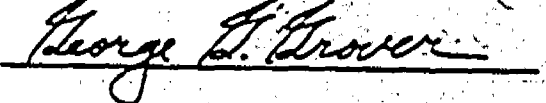
The effective date of this order shall be the twentieth day after such service or after the above mailing, as the case may be, unless before such effective date R. H. Morrison shall have filed with this Commission a written response to this order denying the facts set forth herein or shall have filed the proper and lawful freight tariff 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 15th day of March, 1962.



President








Commissioners