

Decision No. 63928

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)	
of COAST LINE TRUCK SERVICE,)	Application No. 41913
INC., and LAWSON-TAYLOR LINES,)	First Amendment
INC., for the former to sell)	Second Amendment
operative rights to the latter.)	

ORDER CONTINUING SUSPENSION OF OPERATIVE RIGHT

The certificate of public convenience and necessity acquired by Lawson-Taylor Lines, Inc. (Lawson), has been suspended since May 2, 1962, under the provisions of General Order No. 100-B for failure to have on file requisite evidence of liability insurance. ¹ The carrier has not filed the required evidence of liability insurance since that date.

The Commission received copies of cancellation notices dated April 9 and 10, 1962, addressed to Lawson whereby C.R. Nickerson, Agent, and Interstate Freight Carriers Conference, Inc., ² Agent, notified it that its participation in certain tariffs would be canceled on dates specified.

Subsequently, by letter from the Secretary of the Commission, Lawson was placed on notice that its highway common carrier operative right would be subject to suspension or revocation, pursuant to lawful procedures, should it fail to maintain the tariffs in effect. The publishing agents filed with this Commission tariff revisions eliminating Lawson as a participating carrier in the tariffs effective July 9, 11 and 13, 1962. The carrier has not filed tariffs to replace the canceled tariffs.

¹
The certificate authorizes service as a highway common carrier for the transportation of general commodities between San Francisco Territory, Morgan Hill, Madrone, San Martin and Gilroy, on the one hand, and Los Angeles Territory, on the other hand.

²
The tariffs are Pacific Coast Tariff Bureau Exception Sheet No. 1, Cal.P.U.C. No. 4, and Distance Table No. 4, Cal.P.U.C. No. 10, of C.R. Nickerson, Agent; and California Common Carrier Motor Freight Local and Joint Tariffs Nos. 10 and 11, Cal.P.U.C. Nos. 2 and 5, respectively, of Interstate Freight Carriers Conference, Inc., Agent.

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 evidence of liability insurance and the required tariffs not being on file and the Commission being of the opinion and finding that such failures constitute good cause for continuation of the suspension of this carrier's certificate,

IT IS ORDERED that:

1. The certificate of public convenience and necessity to operate as a highway common carrier acquired by Lawson-Taylor Lines, Inc., by Decision No. 59903 dated April 12, 1960, in Application No. 41913, as amended, is hereby continued in suspension pending further order.

2. All otherwise effective tariff filings of such carrier filed as a highway common carrier pursuant to the certificate acquired by the decision referred to above are hereby continued in suspension. Suspension supplements to tariff filings so suspended are not required and shall not be filed.

The Secretary is directed to cause service of a certified copy of this order to be made upon Lawson-Taylor Lines, Inc., or to mail a certified copy thereof to it at its last known address as shown in the Commission's records.

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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 Lawson-Taylor Lines, Inc., shall have filed with this Commission a written response to this order denying the facts set forth herein, or requesting public hearing, in which event the effective date of this order shall be stayed until further order of the Commission.

Dated at San Francisco, California, this 10th day of July, 1962.

George E. Grover
President
Everett C. McKeage
E. J. Fox
Fredrick B. Haloboff

Commissioners

Commissioner Everett C. McKeage, being necessarily absent, did not participate in the disposition of this proceeding.