

Decision No. 65025

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation on the Commission's)
own motion into the operations,)
rates and practices of FRANK V.)
COSTA.)

Case No. 7365

SUPPLEMENTAL ORDER

Decision No. 64835, dated January 22, 1963, provided, among other things, that:

"8. As an alternative to the suspension of operating rights imposed by paragraph 2 of this order, respondent may pay a fine of \$5,000 to this Commission on or before the twentieth day after the effective date of this order."

The date on or before which such fine is to be paid is March 6, 1963.

Respondent has requested that he be permitted to pay the fine in two equal installments beginning March 6, 1963.

The Commission has determined that respondent's request should be granted.

Therefore, IT IS ORDERED that:

1. Ordering paragraph 8 of Decision No. 64835 is amended in the manner following:

8. As an alternative to the suspension of operating rights imposed by paragraph 2 of this order, respondent may pay a fine of \$5,000 to this Commission; \$2,500 thereof shall be paid on or before March 6, 1963 and the remaining \$2,500 shall be paid on or before April 8, 1963.

2. Ordering paragraph 2 of Decision No. 64835 is amended in the manner following:

2. If, on or before April 8, 1963, respondent has not paid in full the fine referred to in paragraph 8 of this order, then Radial Highway Common Carrier Permit No. 19-34452, issued to Frank V. Costa, shall be suspended for ten consecutive days starting at 12:01 a.m., Tuesday, April 9, 1963. Respondent shall not, by leasing the equipment or other facilities used in operations under this permit for the period of suspension, or by any other device, directly or indirectly allow such equipment or facilities to be used to circumvent the suspension.

3. In all other respects Decision No. 64835 shall remain in full force and effect.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 6th day of MARCH, 1963.

George T. Hoover

President

Ernest W. Long

Frederick B. Holdhoff

Daleman W. Bennett

Commissioners

Commissioner Peter E. Mitchell, being necessarily absent, did not participate in the disposition of this proceeding.