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ORIGINAL

Decision No. _____

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Petition of Interstate Freight Carriers Conference, Inc., Richard A. Bennett, Frank K. Clifford, Aaron H. Glickman, William M. Larimore, T. A. L. Loretz, C. R. Nickerson and Leland C. Smith for suspension and investigation of certain tariff publications issued by or in the name of Western Motor Tariff Bureau, Inc., and E. J. McSweeney, Agent, as hereinafter designated in Part II hereof.

Case No. 7475

ORDER MODIFYING DECISION NO. 64968

By Decision No. 64531, dated November 8, 1962, the operation of certain tariff filings of Western Motor Tariff Bureau, Inc., and of E. J. McSweeney, Agent, was suspended.

On February 19, 1963, Decision No. 64968 was issued, vacating and setting aside Decision No. 64531 as of the date that designated amendments to Tariff No. 109, Cal. P.U.C. No. 13, and Tariff No. 111, Cal. P.U.C. No. 15, of Western Motor Tariff Bureau, Inc., become effective.

By petition filed March 8, 1963, Western Motor Tariff Bureau, Inc., seeks modification of the terms of Decision No. 64968 pertaining to the time of filing of the aforesaid tariff amendments. Whereas the decision indicates that the amendments should be filed to become effective concurrently, Western Motor Tariff Bureau, Inc., asks that it be permitted to amend its Tariff No. 109 immediately and to defer amendment of its Tariff No. 111 for several months.

It states that the amendments to Tariff No. 109 are ready for filing now, whereas those to Tariff No. 111 will not be completed until some months hence. It further states that the best interests of the carriers would be served if the amendments to Tariff No. 109 were filed and the tariff, as amended, were made effective at the earliest possible date.

By petition filed March 19, 1963, E. J. McSweeney, Agent, supports the request of Western Motor Tariff Bureau, Inc., and also asks that he be authorized to amend his Local and Joint Freight and Express Tariff No. 1, Cal. P.U.C. No. 1 to make effective the revisions to said tariff which were suspended by Decision No. 64531. He requests that he be permitted to make said revisions effective on the same date that Tariff No. 109 of Western Motor Tariff Bureau, Inc., is permitted to become effective.

Copies of the aforesaid petitions of Western Motor Tariff Bureau, Inc., and of E. J. McSweeney, Agent, were served upon the complainants in this proceeding.¹ None of said complainants have indicated any opposition to the granting of the petitions. Public hearing on the petitions is not necessary.

In the circumstances Western Motor Tariff Bureau, Inc., and E. J. McSweeney, Agent, will be authorized to amend their Tariffs No. 109 and No. 1, respectively, as proposed.

¹ Interstate Freight Carriers Conference, Inc., Richard A. Bennett, Frank K. Clifford, Aaron H. Glickman, William M. Larimore, T. A. L. Loretz, C. R. Nickerson, and Leland C. Smith.

Good cause appearing,

IT IS ORDERED that Decision No. 64968, dated February 19, 1963, be, and it hereby is, amended to provide:

1. That the amendments which Western Motor Tariff Bureau, Inc., is authorized by said decision to make in its Tariff No. 109, Cal. P.U.C. No. 13, may be filed and made effective not earlier than 10 days after the effective date hereof on not less than 10 days' notice to the Commission and to the public.

2. That E. J. McSweeney, Agent, may amend his Local and Joint Freight and Express Tariff No. 1, Cal. P.U.C. No. 1, to incorporate therein the amendments thereto represented in the revised tariff pages listed in paragraph (f) of Appendix A to Decision No. 64968; that said amendments may be filed and made effective concurrently with the tariff amendments authorized in Paragraph 1 hereinabove.

3. That on the date that the amended tariff filings authorized by paragraphs 1 and 2, above, become effective, Decision No. 64531, dated November 8, 1962, be vacated and set aside except to the extent that it applies to the tariffs, supplements and/or revised tariff pages identified in subparagraphs (b), (c) and (d) of Ordering Paragraph No. 1 of said decision.

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IT IS HEREBY FURTHER ORDERED that except as is otherwise provided herein, Decision No. 64968 shall continue in full force and effect.

This order shall become effective ten days after the date hereof.

Dated at San Francisco, California, this 23rd day of APRIL 1, 1963.

[Signature] President
[Signature]
[Signature]
Fredrick B. Halbach
William W. Brundell
Commissioners