

Decision No. 65296

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 JOE F.
COSTA, dba JOE F. COSTA TRUCKING
CO.

Case No. 6431

SUPPLEMENTAL ORDER

Respondent was required by ordering paragraphs 5 and 6 of Decision No. 60499 herein to take such action, including legal action as might be found necessary to collect undercharges set forth in said decision. Two of the shippers from whom such undercharges were due have gone out of business, and the principals have left the areas where they formerly operated. Mail addressed to them has been returned. Forwarding addresses were not left.

The Commission finds that the public interest does not require that further effort be made to effect collection from these two shippers.

IT IS ORDERED that:

1. Ordering paragraphs 5 and 6 of Decision No. 60499 are hereby amended to read as follows:

5. That respondent is hereby directed to take such action as may be necessary, including court proceedings, to collect the amounts of undercharges set forth in the preceding opinion, together with any additional undercharges found after the examination required by paragraph 3 of this order, and to notify the Commission in writing upon the consummation of such collections. Respondent shall not be required to take such action, however, against Wild Cat Logging, or against El Camino Lumber.

6. That, in the event charges to be collected as provided in paragraph 5 of this order, or any part thereof, remain uncollected one hundred twenty days after the effective date of this order, respondent shall institute legal proceedings to effect collection and shall submit to the Commission, on the first Monday of each month, a report of the undercharges remaining to be collected and specifying the action taken to collect such charges and the result of such, until such charges have been collected in full or until further order of this Commission. Respondent shall not be required to take such action, however, against Wild Cat Logging, or against El Camino Lumber.

2. As herein amended said Decision No. 60499 is continued in full force and effect.

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

Dated at San Francisco, California, this 1st day of MAY, 1963.

George A. Grover
President
William W. Page
William W. Page

William W. Page
Commissioner Frederick B. Holoboff, being necessarily absent, did not participate in the disposition of the Commissioners