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ORIGINAL

Decision No. _____

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 WILBUR C. WINEGAR dba CITY TRANSFER)
 & STORAGE CO., for revocation of a)
 highway common carrier certificate)
 granted by Decision No. 53467, as)
 amended by Decision No. 53723.)

Application No. 46090

ORDER OF REVOCATION

By Decision No. 53467 dated July 20, 1956 and as amended by Decision No. 53723 dated September 4, 1956, in Application No. 36414, Wilbur C. Winegar, doing business as City Transfer & Storage Co., was authorized to transport roofing, building or paving materials between South Gate, on the one hand, and Canoga Park and points in the Los Angeles Territory, on the other hand. By Decision No. 56440 dated April 1, 1958, in Application No. 36490, Wilbur C. Winegar and Wilbur C. Winegar as Administrator of the Estate of Myrtle P. Winegar, Deceased, doing business as C. M. Winegar Trucking Company, were authorized to transport general commodities between (1) all points in the Los Angeles Territory and (2) Los Angeles, on the one hand, and Riverside and San Diego, on the other hand. Because of duplication, applicant requests that the operating authority granted by Decision No. 53467 and as amended by Decision No. 53723 be revoked.

The certificate granted to Wilbur C. Winegar by Decision No. 53467 as amended by Decision No. 53723 was suspended on March 22, 1963, pursuant to General Order No. 100-3 for failure to

maintain on file with the Commission required evidence of liability insurance. Such evidence of liability insurance is on file with the Commission covering those operations granted by Decision No. 53723 and conducted under the name of Wilbur C. Winegar and Wilbur C. Winegar as administrator of the Estate of Myrtle P. Winegar, Deceased, doing business as C. M. Winegar Trucking Company.

Although the general commodity certificate duplicates the authority granted by the limited commodity certificate, it does not include the right to operate between South Gate and Canoga Park.

Wilbur C. Winegar, doing business as City Transfer & Storage Co., having failed to have on file the required evidence of liability insurance and having abandoned operations between South Gate and Canoga Park, the Commission is of the opinion and finds that such failures constitute good cause for the revocation of the certificate as sought herein and cancellation of the tariffs applicable to services thereunder. The application will be granted. A public hearing is not necessary.

IT IS ORDERED that:

1. The certificate of public convenience and necessity heretofore granted to Wilbur C. Winegar, doing business as City Transfer & Storage Co., by Decision No. 53467 dated July 20, 1956, as amended by Decision No. 53723 dated September 4, 1956, in Application No. 36414, is hereby revoked.

2. Western Motor Tariff Bureau, Inc., Agent; Western Classification Committee, Agent; National Motor Freight Traffic Association, Inc., Agent; and American Trucking Association, Inc.,

Agent; are hereby authorized and directed to cancel the participation of Wilbur C. Winegar, doing business as City Transfer & Storage Co., from their tariffs on file with this Commission, said cancellation to be made within ninety days after the effective date of this order and on not less than ten days' notice to the Commission and the public.

The Secretary is directed to cause service of a certified copy of this order to be made upon Wilbur C. Winegar or to mail a certified copy thereof to him at his last known address as shown in the Commission's records, and to mail copies of this order to Western Motor Tariff Bureau, Inc., Agent; Western Classification Committee, Agent; National Motor Freight Traffic Association, Inc., Agent; and American Trucking Association, Inc., Agent.

The effective date of this order shall be the thirtieth day after such service upon Wilbur C. Winegar or after the above mailing to Wilbur C. Winegar, as the case may be, unless before such effective date there shall have been filed with this Commission a written request for a 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 March, 1964.

Hollinger W. Bunnell
President
George E. Hoover

Commissioners
Commissioner Everett C. McKeage, being necessarily absent, did not participate
-3- in the disposition of this proceeding.

Commissioner Frederick B. Holoboff, being necessarily absent, did not participate in the disposition of this proceeding.