

Decision No. 68055

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 THEODORE GIFFORD PENNINGTON for a certi-)
 ficate of public convenience and neces-)
 sity to operate an automobile freight)
 service as a petroleum irregular route)
 carrier, between all points in the State)
 of California, by reason of operations)
 conducted on and after September 1,)
 1949, under Radial Highway Common Carrier)
 Permit issued by the Public Utilities)
 Commission.)

Application No. 31163

ORDER REVOKING OPERATIVE RIGHT

By Decision No. 44471 dated June 26, 1950, in Application No. 31163, Theodore Gifford Pennington was granted a certificate of public convenience and necessity to operate as a petroleum irregular route carrier for the transportation of petroleum and petroleum products in tank trucks and tank trailers between all points and places in the State of California. This operative right was suspended November 6, 1963, because the carrier had no evidence on file with this Commission showing adequate protection against liability imposed by law for payment of damage for personal injury or property damage, as required by General Order No. 100-C. The carrier has informed a Commission staff member that all transportation activities have ceased and that he has no intention of returning to the transportation business.

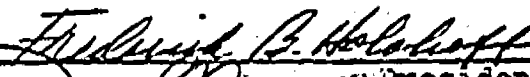
Theodore Gifford Pennington having failed to have on file the required evidence of liability insurance and having discontinued service as a petroleum irregular route carrier without proper authority, and the Commission being of the opinion and finding that such failure and discontinuance of service constitute good cause for the revocation of the certificate involved and cancellation of the tariffs applicable to the services thereunder,


IT IS ORDERED that the certificate of public convenience and necessity granted to Theodore Gifford Pennington by Decision No. 44471 dated June 27, 1950, in Application No. 31163, is hereby revoked and all effective tariffs on file with the Commission in the name of Theodore Gifford Pennington are hereby canceled.

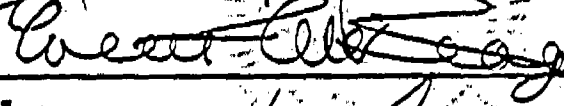
The Secretary is directed to cause service of a certified copy of this order to be made upon Theodore Gifford Pennington or to mail a certified copy thereof to him at his last known address as shown in the Commission's records.


The effective date of this order shall be the thirtieth day after such service upon Theodore Gifford Pennington or after the above mailing to Theodore Gifford Pennington, 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 13th day of October, 1964.



President






Commissioners

Commissioner George G. Grover, being necessarily absent, did not participate in the disposition of this proceeding.