

ORIGINAL

Decision No. 68092

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation on the Commission's)
motion into warehouse operative)
rights of Howard T. Johnston,)
doing business as CALIFORNIA SEED)
& FERTILIZER CO.)

Case No. 6728

ORDER SUSPENDING OPERATIVE RIGHT

Howard T. Johnston, doing business as California Seed & Fertilizer Co., possesses a prescriptive operative right as a public utility warehouseman at Yuba City, California.

The Commission received a copy of a cancellation notice dated July 1, 1964, addressed to the warehouseman whereby Jack L. Dawson, Agent, notified him that his participation in California Warehouse Tariff Bureau Warehouse Tariff No. 38, Cal.P.U.C. No. 203, and California Seed & Fertilizer Company (Howard T. Johnston) Warehouse Tariff No. 3, Cal.P.U.C. No. 3, would be canceled effective October 15, 1964.

By letter from the Secretary of the Commission, dated June 30, 1964, Howard T. Johnston was placed on notice that his certificate would be subject to suspension or revocation, pursuant to lawful procedures, should he fail to maintain a tariff in effect. The publishing agent filed with this Commission a tariff revision canceling the participation of Howard T. Johnston from the tariffs effective October 15, 1964. No substitute tariff has been filed by the warehouseman.

Section 489 of the Public Utilities Code requires that warehousemen, among others, file with this Commission schedules showing their rates and classifications.

