

**ORIGINAL**

Decision No. 68096

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application	)	
of NORMAN L. SCHLAGEL, doing business	)	
as NORM'S TRUCKING SERVICE, for a	)	Application No. 35953
certificate of public convenience	)	
and necessity to operate a highway	)	
common carrier service.	)	

ORDER SUSPENDING OPERATIVE RIGHT

Norman L. Schlagel, doing business as Norm's Trucking Service, possesses a certificate of public convenience and necessity to operate as a highway common carrier for the transportation of property between San Francisco, San Jose and points within 10 miles of the corporate limits of San Jose and points on U.S. Highways 101 and 101-Bypass intermediate between San Francisco and San Jose. The carrier's participation in Western Classification 78 was canceled effective May 6, 1964, by Supplement 7 thereto.

By letter from the Secretary of the Commission, Norman L. Schlagel was placed on notice that his certificate would be subject to suspension or revocation, pursuant to lawful procedures, should he fail to maintain a classification in effect. Norman L. Schlagel has not filed a classification to replace the canceled classification.

Section 493 of the Code provides that no common carrier shall engage or participate in the transportation of property until its schedules of rates and classifications have been filed.

The required classification not being on file, the Commission finds that such failure constitutes good cause for the suspension of this carrier's certificate, and

IT IS ORDERED that:

1. The certificate of public convenience and necessity to operate as a highway common carrier granted to Norman L. Schlagel by Decision No. 54493 dated February 5, 1957, in Application No. 35953 is hereby suspended pending further order.

2. All otherwise effective tariff schedules of such carrier filed pursuant to the certificate granted by the decision referred to above are hereby suspended. Suspension supplements to tariff filings so suspended are not required and shall not be filed.

The Secretary is directed to cause service of a certified copy of this order to be made upon Norman L. Schlagel 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 twentieth day after such service upon Norman L. Schlagel, or after the above mailing to Norman L. Schlagel, 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 20th day of October, 1964.

Frederick B. Hobbelt  
President  
John A. Hill  
Everett W. Page  
George A. Trover

Commissioners