

ORIGINAL

Decision No. 68130

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of HENRY C. SANTOS, CARL C. MAGLIA)
and PAUL M. PETRUZZELLI, doing) Application No. 41285
business as STATE TRANSIT CO., to)
transfer Certificate of Public)
Convenience and Necessity to)
HENRY C. SANTOS.)

ORDER SUSPENDING OPERATIVE RIGHT

Henry C. Santos possesses a certificate of public convenience and necessity to operate as a highway common carrier for the transportation of uncrated new furniture and appliances moving between furniture manufacturers, dealers and customers, between various points and places in the San Francisco Bay Area.¹

Tariff filings showing Henry C. Santos, doing business as State Transit Co., were received by the Commission with an effective date of November 13, 1959. No tariff filings have been made since that date. As a result the tariff covering the certificate issued to Henry C. Santos names rates and charges less than the minimum rates and charges established by the Commission.

On several occasions the carrier was requested, by letter and by telephone,² to amend his tariff to comply with the Commission's outstanding minimum rate orders.

The carrier having failed to maintain his tariff on file in conformity with the Commission's outstanding minimum rate orders and the Commission being of the opinion and finding that such failure constitutes good cause for suspension of the certificate and the tariff applicable to services thereunder,

¹Decision No. 53834 dated July 28, 1959 in Application No. 41285.

²Letters dated July 19, 1962 and June 5, 1963 and phone conversation of May 19, 1964.

IT IS ORDERED that:

1. The certificate of public convenience and necessity to operate as a highway common carrier acquired by Henry C. Santos by Decision No. 58834 dated July 28, 1959, in Application No. 41285, is hereby suspended pending further order.

2. All effective tariff filings of Henry C. Santos are hereby suspended pending further order. Suspension supplements to tariff schedules 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 Henry C. Santos 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 or after such mailing, as the case may be, unless before such effective date Henry C. Santos shall have filed with this Commission a written request for public hearing or shall have amended his tariff in conformity with the Commission's outstanding minimum rate orders in which event the effective date of this order shall be stayed until further order of the Commission.

Dated at San Francisco, California, this 27th day of October, 1964.

Frederick B. Hallock
President
George H. Crow
William H. Bennett
Commissioners