

ORIGINAL

Decision No. 68213

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
JOHN R. WEBB, an individual doing)
business as Webb Truck Co., to purchase,)
and of Willard L. Ryan, an individual)
doing business as Ryan Transfer &)
Storage Co., by his Trustee in Bankruptcy,)
Kyle Z. Grainger, Jr., to sell an oper-)
ative right authorizing the transporta-)
tion of general commodities between Los)
Angeles, California, on the one hand,)
and on the other Los Angeles Harbor,)
California, pursuant to Sections 851-853)
of the Public Utilities Code.)

Application No. 43790

ORDER SUSPENDING OPERATIVE RIGHT

John R. Webb, doing business as Webb Truck Co., possesses a certificate of public convenience and necessity to operate as a highway common carrier for the transportation of general commodities between Los Angeles and Los Angeles Harbor.

The Commission received a copy of a cancellation notice dated August 4, 1964, addressed to John R. Webb whereby Western Motor Tariff Bureau, Inc., Agent, notified him that his participation in various tariffs would be canceled effective November 9, 1964.¹

By letter from the Secretary of the Commission, John R. Webb was placed on notice that his certificate would be subject to suspension or revocation, pursuant to lawful procedures, should he fail to maintain tariffs in effect. The publishing agent filed with this Commission a tariff revision canceling the participation of

¹The tariffs are western Motor Tariff Bureau, Inc., Scope of Operations and Participating Carrier Tariff No. 100, Cal.P.U.C. No. 3, Distance Table No. 4, Cal.P.U.C. No. 15 (Agent J. L. Beeler series), Exception Sheet No. 1-A, Cal.P.U.C. No. 18 and Local Joint and Proportional Freight and Express Tariff No. 111, Cal.P.U.C. No. 15.

John R. Webb, doing business as Webb Truck Co., on November 9, 1964. The carrier has not filed tariffs to replace the canceled tariffs.

Section 486 of the Public Utilities Code requires that common carriers of property file with this Commission schedules showing their rates and classifications and 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 tariffs 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 acquired by John R. Webb by Decision No. 62797 dated November 14, 1961, in Application No. 43790 is hereby suspended pending further order.

2. All otherwise effective tariff schedules of such carrier filed pursuant to the certificate acquired 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 John R. Webb 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 John R. Webb or after the above mailing to John R. Webb, as the case may be, unless before such effective date there shall have been filed with this Commission a written request for 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 17th day of November, 1964.

Frederick D. Halblaff
President
Earl E. Miller
Wesley A. Bage
George H. Trover
William L. Bennett
Commissioners