

ied

Decision No. 68914

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application
of HIGHWAY SERVICE, a corporation,
of Redding, for a permit to operate
as a cement contract carrier
(Application No. 45-1530, CC-G)
Shasta County, et al., (File No.
T-64,757).

Application No. 46555

ORDER RESCINDING ORDER GRANTING
REHEARING AND AMENDING PERMIT

Applicant was granted Cement Contract Carrier Permit No. 45-1530 authorizing it to operate as a cement contract carrier to and within the Counties of Butte, Shasta and Sutter by ex parte Resolution No. 13820, Sub. No. 8. A petition for rehearing was filed by the attorney for Miles and Sons Trucking Service and Universal Transport System, Inc., alleging that there is an affiliation between the applicant and a consignee or consignees which it serves, that one such consignee is The Meek Lumber Company and that a restriction should be inserted in the permit issued to applicant which would require it to pay 100 percent of the applicable minimum rate to other carriers engaged by it to transport property of companies affiliated with it. The petition was granted by Order Granting Rehearing dated September 15, 1964, and the matter was set for public hearing at Redding on April 21, 1965.

Applicant has informed the Commission by letter dated March 29, 1965 that it has no objection to the aforementioned restriction being inserted in its cement contract carrier permit.

The permit will be amended accordingly, and the matter will be removed from the Commission's hearing calendar. The attorney for protestants is in accord.

IT IS ORDERED that:

1. Order Granting Rehearing dated September 15, 1964, is rescinded.
2. On the effective date of this decision, the Secretary of the Commission shall cause Cement Contract Carrier Permit No. 45-1530 authorizing transportation to and between all points in Butte, Shasta and Sutter Counties to be reissued to Highway Service, a corporation, with the following restriction:

Whenever permittee engages other carriers for the transportation of property of Charles C. Meek Lumber Co., Redding, or Charles C. Meek Lumber Co., Chico, or Charles C. Meek Lumber Co., Tahoe Valley, or Charles C. Meek Lumber Co., Yuba City, or Charles C. Meek, Jr., and/or E. H. Haunschild or Highway Service or the customers or suppliers of said individuals or companies or corporations, permittee shall not pay such carriers less than the minimum rates and charges established by the Commission for the transportation actually performed by such other carriers.

The effective date of this order shall be ten days after the date hereof.

Dated at San Francisco, California, this 20th day of April, 1965.

Fredrick B. Holbluff
President
George L. Trover
Secretary
William L. Bennett
Commissioners