

ORIGINAL

Decision No. 69466

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of A. V. CEMENT TRANSPORT, INC.,)
a corporation, of Lancaster, for)
a certificate to operate as a)
cement carrier (Application No.)
T-75,017, CMT-G), Kern County,)
et al., (File No. T-75,017).)

Application No. 46430

Application to transfer)
cement carriers certificate)
of A. V. CEMENT TRANSPORT,)
INC. to SEATTO TRANSPORT, INC.)

Application No. 46981

ORDER REVOKING OPERATIVE RIGHT

Decision No. 68308 dated November 30, 1964, in Application No. 46430 provided for the revocation of the certificate of public convenience and necessity of A. V. Cement Transport, Inc., for failure to have on file with the Commission the required freight tariffs, unless before the effective date of said order there were filed with this Commission a written request for public hearing, in which event the effective date of the order would be stayed. By letter filed with the Commission on December 29, 1964, Murchison & Stebbins, on behalf of the above carrier, filed a written request for public hearing, thereby staying the Commission's order. It was also requested that the hearing in this matter be consolidated with any hearing relative to Application No. 46981, which involved a proposed transfer of the operative right in question.

By Decision No. 68613, dated February 16, 1965, in these proceedings, the matters involved were dismissed pursuant to written request of applicants, by Murchison & Stebbins. A. V. Cement Transport, Inc. has not filed the required tariffs with the Commission to date.

Request for a consolidated hearing in the above proceedings having been withdrawn by applicants, the proceedings thereon having been dismissed, and the required tariffs not having been filed by A. V. Cement Transport, Inc., the Commission finds that no good cause exists for further staying the effective date of Decision No. 68308, supra, and that the certificate of A. V. Cement Transport, Inc. should be revoked. In view of the revocation, it will be unnecessary to vacate the stay of Decision No. 68308.

IT IS ORDERED that the certificate of public convenience and necessity to operate as a cement carrier granted to A. V. Cement Transport, Inc. by Resolution No. 13823, Sub. No. 21, dated June 23, 1964, in Application No. 46430 is hereby revoked.

The Secretary is directed (1) to cause service of a certified copy of this order to be made upon A. V. Cement Transport, Inc. or to mail a certified copy thereof to it at its last known address as shown in the Commission's records, and (2) to mail a copy of this order to Shatto Transport, Inc. and to Murchison & Stebbins.

This order shall become effective twenty days after the date hereof.

Dated at San Francisco, California, this 27th day of July, 1965.

Frederick B. Halbach
President
George J. Crow
Morgan

Commissioners
Commissioner Peter E. Mitchell, being necessarily absent, did not participate
-2- in the disposition of this proceeding.
Commissioner William M. Bennett, being necessarily absent, did not participate in the disposition of this proceeding.