

Decision No. 69566

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of:)
)
 C. R. NICKERSON, Attorney and Agent)
 for and on behalf of Speedy Transport,)
 Incorporated,)
)
 Requesting that the Commission issue)
 an Order canceling participation of)
 Speedy Transport, Incorporated, from)
 tariff publications of Agent Richard)
 A. Bennett, as more fully outlined)
 in this application.)

Application No. 47731
(Filed July 8, 1965)

OPINION AND ORDER

By this application, C. R. Nickerson, Agent, for and on behalf of Speedy Transport, Incorporated, requests that the Commission issue an order canceling the participation of the above carrier from the tariffs of West Coast Freight Tariff Bureau, Inc., Richard A. Bennett, Agent, effective August 1, 1965.¹

Applicant alleges that the Commission advised the carrier by letter dated June 25, 1965, that its current rates and charges are below those established as minimum and failure to amend its tariffs to conform with various cited decisions of the Commission could result in the suspension or revocation of its operative right. It is averred that Agent Bennett is no longer in a position to act as publishing officer for the carrier herein involved and, for this reason, Speedy Transport, Incorporated, requested that its rates and charges be transferred from Agent Bennett's tariffs to those of applicant. Accordingly, applicant states that it has filed Special Tariff Docket

¹
The tariffs are Exception Sheet No. 1, Cal.P.U.C. No. 3, Freight Tariff No. 2, Cal.P.U.C. No. 4, Scope of Operative Rights Tariff No. 5, Cal.P.U.C. No. 6, and Local and Joint Freight Tariff No. 7, Cal. P.U.C. No. 8.

Application No. 413 dated July 6, 1965, seeking authority to add the above carrier as a participant in certain of his tariffs on three days' notice to the Commission and the public.² The Special Tariff Docket Application which is recorded by the Commission as Commission Order STD No. 3960, also contains a request that the sought publication of rates be made effective concurrently with the requested cancellation of rates in this proceeding.

The application was listed on the Commission's Daily Calendar of July 9, 1965. No objection to the granting of this application has been received.

In the circumstances, it appears, and the Commission finds, that the proposed cancellation of carrier participation from the tariffs involved is justified. A public hearing is not necessary. The application, as hereinafter modified, should be granted. The order which follows will be made effective on the date hereof.

IT IS ORDERED that:

1. The participation of Speedy Transport, Incorporated, is hereby canceled from the following tariffs of West Coast Freight Tariff Bureau, Inc., Richard A. Bennett, Agent:

Section 1 of Freight Tariff
No. 2, Cal.P.U.C. No. 4, and
Local and Joint Freight Tariff
No. 7, Cal.P.U.C. No. 8

2. The participation of Speedy Transport, Incorporated, is hereby canceled from the following tariffs of West Coast Freight Tariff Bureau, Inc., Richard A. Bennett, Agent:

Exception Sheet No. 1, Cal.P.U.C.
No. 3, and
Scope of Operative Rights Tariff
No. 5, Cal.P.U.C. No. 6,

only insofar as such participation in these tariffs is applied in governing Local and Joint Freight Tariff No. 7, Cal.P.U.C. No. 8,

²The tariffs are Exception Sheet No. 1, Cal.P.U.C. No. 4, Freight Tariff No. 10, Cal.P.U.C. No. 14, Scope of Operations Tariff No. 14, Cal.P.U.C. No. 16, and Local and Joint Freight and Express Tariff No. 16, Cal.P.U.C. Nos. 1 (Express) and 19 (Freight).

of West Coast Freight Tariff Bureau, Inc., Richard A. Bennett,
Agent.

3. The effective date of the cancellation of the partici-
pation of Speedy Transport, Incorporated, in the tariffs as authorized
by Ordering Paragraphs 1 and 2 hereof shall be made concurrent with
the effective date of the tariff filings authorized by Commission
Order STD No. 3960 for participation by Speedy Transport, Incorporated,
in tariffs issued by C. R. Nickerson, Agent.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 17th day of
August, 1965.

Frederick B. Holdhoff
President
George A. Grover
William B. Beuret
Commissioners