

ORIGINALDecision No. 69729

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
 BENINGER TRANSPORTATION SERVICE, INC.,
 a corporation, to sell and transfer
 and EMERY L. DENNIS, an individual,
 doing business as UNITEE BUS SERVICE
 to purchase and acquire certain opera-
 tive rights and equipment of SELLER.

Application No. 43357

In the Matter of the Application of
 BENINGER TRANSPORTATION SERVICE, INC.,
 a corporation, to suspend certain
 operating authority to operate as a
 passenger stage service.

ORDER REVOKING OPERATIVE AUTHORITY

It appearing that, by Decision No. 58514 dated May 22, 1959, in Application No. 40747, Beninger Transportation Service, Inc. was authorized to operate a passenger stage service in Richmond and adjacent areas; that by Decision No. 62253 dated July 11, 1961, in Application No. 43357, Beninger Transportation Service, Inc. was authorized to sell all of its routes except Route No. 1 and as to Route No. 1 it was authorized to suspend service for a period of one year, which suspension was further extended by order dated March 31, 1964 until May 1, 1965; that, since November 8, 1961, Beninger Transportation Service, Inc. has had no evidence on file with this Commission showing protection against liability imposed by law for payment of damage for personal injury or property damage as required by General Order No. 101-A; and that Beninger Transportation Service, Inc. has not restored the service on Route No. 1 after May 1, 1965;

IT IS ORDERED that the passenger stage operative rights, for Route No. 1, created by Decision No. 58514 in Application No. 40747, are hereby revoked and all effective tariffs and timetables on file with the Commission in the name of Beninger Transportation Service, Inc. are hereby canceled.

The Secretary is directed to cause service of a certified copy of this order to be made upon Beninger Transportation Service, Inc. or to mail a certified copy thereof to Beninger Transportation Service, Inc. at #4 Barber Lane, Martinez, California, last known address as shown in the Commission's records.

The effective date of this order shall be the thirtieth day after such service upon Beninger Transportation Service, Inc. or after the above mailing to Beninger Transportation Service, Inc., as the case may be, unless before such effective date there shall have been filed with this Commission written responses to this order requesting 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 28th day of SEPTEMBER, 1965.

Fredrick B. Holdeff
 President

Auguston

William L. Beville

Commissioners

Commissioner Peter E. Mitchell, being necessarily absent, did not participate in the disposition of this proceeding.

Commissioner George G. Grover, being necessarily absent, did not participate in the disposition of this proceeding.