

**ORIGINAL**

Decision No. 69903

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
Western Motor Tariff Bureau, Inc., )	
a Corporation, for an order of the )	Application No. 47880
Commission authorizing the transfer) (Filed September 8, 1965)	
of certain tariff provisions from )	
issues of West Coast Freight Tariff)	
Bureau, Inc. )	

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., requests that the Commission issue an order canceling the participation of several carriers from tariffs issued by West Coast Freight Tariff Bureau, Inc., Richard A. Bennett, Agent (Bennett).<sup>1</sup> Concurrently with the proposed cancellation, applicant seeks authority to publish, on behalf of such carriers, rates and provisions identical to rates and provisions proposed to be canceled except that any outstanding minimum rate orders not observed by Bennett will be complied

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<sup>1</sup> The carriers named in the application are Al Scannavino, doing business as Al Scannavino Trucking; Rose J. Antonini, Virgil J. Antonini, Administrator for the Estate of Louis E. Antonini, and Virgil J. Antonini, doing business as Antonini Fruit Express; Francis Earl Blincoe, doing business as Blincoe Trucking Company; and D & R Transfer Co. The tariffs of Bennett in which each carrier participates are described in Appendix A of the application.

with in the process of the transfer.<sup>2</sup> Authority is also sought to make the tariff publications on ten days' notice to the Commission and to the public.

Applicant states that Bennett's office has been closed and that the tariffs of the carriers involved have not been amended as required by recent mandatory minimum rate orders of the Commission. Applicant avers that the proposed participation of carriers in its tariffs will enable them to comply with the Commission's minimum rate orders.

The application was listed on the Commission's Daily Calendar of September 10, 1965. The certificate of service shows that a copy of this application was mailed to California Trucking Association on September 8, 1965. No objection to the granting of the application has been received.

In the circumstances, it appears, and the Commission finds, that the proposed cancellation of carrier participation from Bennett's tariffs and the concurrent carrier participation in the tariffs of Western Motor Tariff Bureau, Inc., Agent, are justified. A public hearing is not necessary. We conclude that the application should be granted. Inasmuch as the continued participation of the carriers involved in the tariffs of Bennett would result in further minimum rate violations, the order which follows will be made effective on the date hereof.

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The tariffs of applicant into which the rates and provisions are sought to be transferred are described in Appendix A of the application.

IT IS ORDERED that:

1. Western Motor Tariff Bureau, Inc., Agent, is hereby authorized to publish rates, rules and regulations in its tariffs, as proposed in the application, for and on behalf of the following carriers:

Al Scannavino, doing business as  
Al Scannavino Trucking;

Rose J. Antonini, Virgil J. Antonini,  
Administrator for the Estate of  
Louis E. Antonini, and Virgil J.  
Antonini, doing business as Antonini  
Fruit Express;

Francis Earl Blincoe, doing business  
as Blincoe Trucking Company; and  
D & R Transfer Co.

2. Concurrently effective with the tariff filings authorized in Ordering Paragraph 1 hereof, the participation of Al Scannavino, doing business as Al Scannavino Trucking, is hereby canceled from the following tariffs issued by West Coast Freight Tariff Bureau, Inc., Richard A. Bennett, Agent:

Exception Sheet No. 1, Cal. P.U.C. No. 3;  
Freight Tariff No. 2, Cal. P.U.C. No. 4;  
Local Freight Tariff No. 1-A, Cal. P.U.C. No. 5;  
Scope of Operative Rights Tariff No. 5,  
Cal. P.U.C. No. 6;  
Local Freight Tariff No. 6, Cal. P.U.C. No. 7;  
Highway Common Carrier Mechanical Protective  
Service Tariff No. 10, Cal. P.U.C. No. 11;  
Highway Common Carrier Territorial Directory  
No. 11, Cal. P.U.C. No. 12;  
Highway Common Carrier Local Freight Tariff  
No. 12, Cal. P.U.C. No. 15;  
Local Freight Tariff No. 13, Cal. P.U.C.  
No. 16; and  
Distance Table No. 4-B, Cal. P.U.C. No. 18.

3. Concurrently effective with the tariff filings authorized in Ordering Paragraph 1 hereof, the participation of Rose J. Antonini, Virgil J. Antonini, Administrator for the Estate of Louis E. Antonini, and Virgil J. Antonini, doing business as Antonini Fruit Express, is hereby canceled from the following tariffs issued by West Coast Freight Tariff Bureau, Inc., Richard A. Bennett, Agent:

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;  
Local Freight Tariff No. 6, Cal.P.U.C. No. 7;  
Highway Common Carrier Local and Joint Freight  
Tariff No. 7, Cal.P.U.C. No. 8;  
Highway Common Carrier Local and Joint Freight  
Tariff No. 8, Cal.P.U.C. No. 9;  
Highway Common Carrier Mechanical Protective  
Service Tariff No. 10, Cal.P.U.C. No. 11;  
Highway Common Carrier Local Freight Tariff  
No. 12, Cal.P.U.C. No. 15;  
Local Freight Tariff No. 13, Cal.P.U.C.  
No. 16; and  
Distance Table No. 4-B, Cal.P.U.C. No. 18.

4. Concurrently effective with the tariff filings authorized in Ordering Paragraph 1 hereof, the participation of Francis Earl Blincoe, doing business as Blincoe Trucking Company, is hereby canceled from the following tariff issued by West Coast Freight Tariff Bureau, Inc., Richard A. Bennett, Agent:

Highway Common Carrier Mechanical Protective  
Service Tariff No. 10, Cal.P.U.C. No. 11.

5. Concurrently effective with the tariff filings authorized in Ordering Paragraph 1 hereof, the participation of D & R Transfer Co. is hereby canceled from the following tariffs issued by West Coast Freight Tariff Bureau, Inc., Richard A. Bennett, Agent:

Exception Sheet No. 1, Cal.P.U.C. No. 3 and  
Distance Table No. 4-B, Cal.P.U.C. No. 18.

6. Tariff publications authorized to be made as a result of the order herein may be made effective not earlier than ten days after the effective date hereof on not less than ten days' notice to the Commission and to the public.

7. The authority herein granted shall expire unless exercised within ninety days after the effective date hereof.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 2nd day of November, 1965.

Frederick B. Hallock  
President  
George G. Traver  
William W. B. ...  
Commissioners