

**ORIGINAL**

Decision No. 70007

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 cancelling partici- )  
 pation of Speedy Transport, Incor- )  
 porated, from tariff publications )  
 of Agent Richard A. Bennett, as )  
 more fully outlined in this )  
 application. )

Application No. 47993  
(Filed October 22, 1965)

OPINION AND ORDER

By this application, C. R. Nickerson, Agent, for and on behalf of Speedy Transport, Incorporated (Speedy), requests that the Commission issue an order canceling the participation of Speedy from certain tariffs of West Coast Freight Tariff Bureau, Inc.,<sup>1</sup> Richard A. Bennett, Agent (Bennett).

Applicant alleges that Bennett is no longer in a position to act as publishing officer for the carrier herein involved. He avers that Speedy requested that its railhead competitive rates and charges be transferred from Bennett's tariffs to his tariffs. Accordingly, applicant states that he has filed, on behalf of Speedy, Special Tariff Docket Application No. 421 dated October 18, 1965, seeking authority to establish and maintain such railhead competitive rates and charges in his tariffs on five days' notice<sup>2</sup> to the Commission and the public. The Special Tariff Docket

<sup>1</sup> 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; Highway Common Carrier Local and Joint Freight Tariff No. 8, Cal.P.U.C. No. 9; and Highway Common Carrier Mechanical Protective Tariff No. 10, Cal.P.U.C. No. 11.

<sup>2</sup> The tariffs are Pacific Coast Tariff Bureau Joint Freight and Express Tariff No. 16, Cal.P.U.C. Nos. 1 (Express) and 19 (Freight) and Mechanical Protective Service Tariff No. 100, Cal.P.U.C. No. 32.

Application, which is recorded as Commission Order STD No. 4148, 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 October 25, 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 the tariffs involved is justified. A public hearing is not necessary. The Commission concludes that the application should be granted. In order that the cancellations herein involved may be made effective concurrently with the tariff filings authorized by Commission Order STD No. 4148, 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:

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;

Highway Common Carrier Local and Joint  
Freight Tariff No. 8, Cal.P.U.C. No. 9; and

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

2. The effective date of the cancellation of the participation of Speedy Transport, Incorporated, in the tariffs as authorized by Ordering Paragraph 1 hereof shall be made concurrent with the effective date of the tariff filings authorized by Commission Order STD No. 4148 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 23<sup>rd</sup> day of November, 1965.

*[Signature]* President  
*George H. Hoover*  
*[Signature]*  
*[Signature]* Commissioners

Commissioner Frederick B. Holoboff, being necessarily absent, did not participate in the disposition of this proceeding.