

Decision No. 71561

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation on the Commission's own motion into the operations, rates and practices of JACK MATHENY, an individual, doing business as MATHENY TRUCKING COMPANY.

Case No. 8141

ORDER MODIFYING DECISION

By petition filed October 19, 1966 respondent requests relief from that portion of Decision No. 69944 which requires him to collect an undercharge of \$72.58 on a shipment of 960 cases of Nesbitt Orange from Los Angeles to Needles on June 8, 1964 (Part 10 of Exhibit No. 2).

Petitioner now alleges and we find that respondent transported the shipment in question as a subhauler for Golden State Freight Lines, hence there was no undercharge on this movement.

IT IS ORDERED that respondent Jack Matheny is hereby relieved from that portion of ordering paragraphs 2 and 3 of Decision No. 69944 which requires collection of \$72.58 as set forth in Part 10 of Exhibit No. 2.

In all other respects Decision No. 69944 as modified shall remain in full force and effect.

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

Dated at San Francisco, California, this 22nd day of NOVEMBER 1966.

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

[Signature] President
[Signature]
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Commissioners