

ORIGINAL

Decision No. 72317

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
MOTORWAYS TRANSPORT COMPANY, a)
corporation, for a certificate of)
public convenience and necessity to)
operate as a highway common carrier)
for the transportation of petroleum)
products, insecticides, and chemi-)
cals in bulk, in tank trucks and)
trailers, between various points)
and places in California over)
defined routes.)

Application No. 29598

In the Matter of the Application of)
MOTORWAYS TRANSPORT COMPANY for a)
certificate of public convenience)
and necessity as a petroleum irreg-)
ular route carrier for the trans-)
portation of petroleum products)
in tank trucks and tank trailers)
over the highways of the State of)
California.)

Application No. 31090

ORDER REVOKING OPERATIVE RIGHTS

The certificates of public convenience and necessity granted to Motorways Transport Company (Motorways) have been suspended since March 17, 1966, under the provisions of General Order No. 100-D for failure to have on file requisite evidence of liability insurance.¹ The carrier has not filed the required evidence of liability insurance since that date.

¹ The certificates authorize Motorways Transport Company to transport liquefied petroleum gases as a highway common carrier between various central and southern California points and to transport as a petroleum irregular route carrier petroleum and petroleum products, except liquefied gases, in tank trucks and tank trailers statewide and liquefied petroleum gases between all points in California not served under its highway common carrier certificate.

The Commission received a copy of a cancellation notice dated March 2, 1966, addressed to Motorways whereby Western Motor Tariff Bureau, Inc., notified it that its participation in various tariffs would be canceled effective June 10, 1966.²

By letter from the Secretary of the Commission, Motorways was placed on notice that its certificates would be subject to suspension or revocation, pursuant to lawful procedures, should it fail to maintain tariffs in effect. The publishing agent filed with this Commission tariff revisions canceling the participation of Motorways on June 10, 1966. The carrier has not filed tariffs to replace the canceled tariffs.

By letter dated April 20, 1966, Paul R. Glazier, President of Motorways, informed the Commission that Motorways did not want to lose the certificates and he inquired as to what necessary steps should be taken. In discussing the matter with the Commission staff, Paul R. Glazier stated that he desired that the certificates be placed in voluntary suspension as he was reorganizing his business and planned to reactivate in the fall at which time the insurance would be reinstated and the required tariffs would be on file with the Commission. Pursuant to his request, the certificates have remained in suspension.

²The tariffs are Western Motor Tariff Bureau, Inc., Local Freight and Express Tariff No. 3-D and Local Freight Tariff No. 33-B, Cal.P.U.C. Nos. 25 and 27 (Series of Elmer Ahl, Agent), respectively, and Scope of Operations and Participating Carrier Tariff No. 4, Distance Table No. 5 and Local Freight Tariff No. 16, Cal.P.U.C. Nos. 6, 22 and 20, respectively.

The required evidence of liability insurance and the required tariffs not being on file, resumption of common carrier operations not having commenced and a reasonable time having elapsed, the Commission is of the opinion that no good cause has been shown for continuing the suspension of the certificates involved and finds that such certificates should be revoked.

IT IS ORDERED that:

1. The certificate of public convenience and necessity to operate as a highway common carrier granted to Motorways Transport Company, a corporation, by Decision No. 42623 dated March 15, 1949, as amended by Decision No. 43049 dated June 28, 1949, in Application 29598 is hereby revoked.

2. The certificate of public convenience and necessity to operate as a petroleum irregular route carrier granted to Motorways Transport Company, a corporation, by Decision No. 44366 dated June 20, 1950, in Application No. 31090 is hereby revoked.

The Secretary is directed to cause service of a certified copy of this order to be made upon Motorways Transport Company or to mail a certified copy thereof to it at its 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 Motorways Transport Company or after the above mailing to it unless before such effective date there shall have been filed with this Commission a written request for

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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 18th day of April, 1967.

Robert E. Mitchell
President
Holliston W. Bennett
August
William J. Synovis, Jr.
Shed P. Moussey
Commissioners