

Decision No. 73776

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
 (1) KLEIMER VAN LINES, INC., a )  
 California corporation, for authority )  
 to sell its operative rights and )  
 personal property to T.O.P. VAN LINES, )  
 INC., a California corporation, and )  
 T.O.P. VAN LINES, INC., for authority )  
 to purchase said operative rights and )  
 personal property, and (2) T.O.P. VAN )  
 LINES, INC., for authority to issue )  
 stock to KLEIMER VAN LINES, INC., at )  
 par, in payment of the purchase price.)

Application No. 44599

ORDER REVOKING OPERATIVE RIGHT

The certificate of public convenience and necessity acquired by T.O.P. Van Lines, Inc., has been suspended since August 28, 1966, for failure to have on file requisite evidence of liability insurance.<sup>1</sup>

The carrier last amended its tariff effective November 1, 1964, and has failed to maintain such tariff in conformity with various outstanding minimum rate orders issued subsequent to the aforementioned date.<sup>2</sup> Also, it has failed to file with the Commission annual reports of its operations for the calendar years 1966 and 1967 in accordance with General Order No. 104-A.

T.O.P. Van Lines, Inc., having failed to have on file evidence of liability insurance, to maintain proper tariffs and to file the required annual reports, the Commission finds that such failures

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<sup>1</sup>The certificate authorizes operations as a highway common carrier for the transportation of uncrated new household, office and store furniture, fixtures and appliances generally between points in the Los Angeles Metropolitan Area and between a defined Los Angeles Territory and San Luis Obispo.

<sup>2</sup>See Decisions Nos. 68970, 70212, 71621, 73220 and 73444 of April 27, 1965, January 11, 1966, November 29, 1966, October 24, 1967, and December 5, 1967, respectively.

constitute good cause for revocation of this carrier's certificate and cancellation of the tariff applicable to services thereunder.

IT IS ORDERED that:

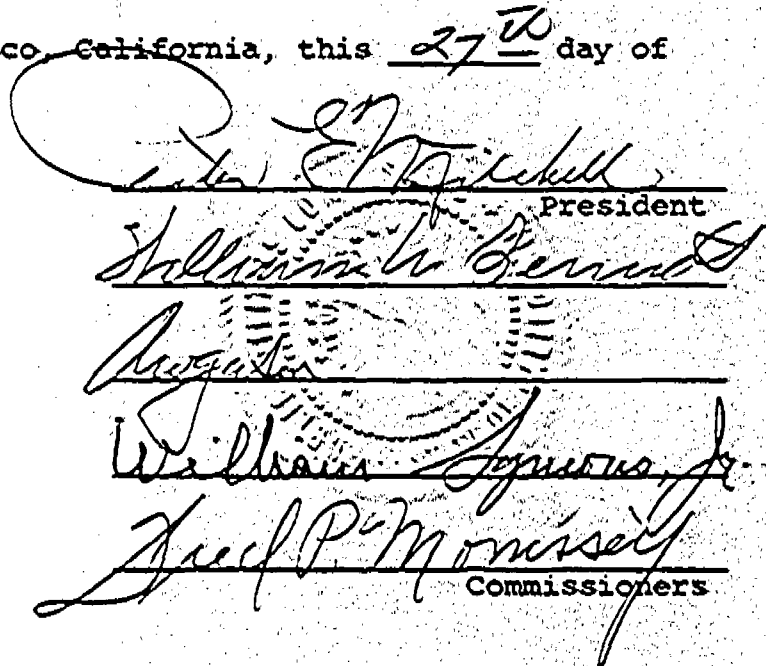
1. The certificate of public convenience and necessity to operate as a highway common carrier acquired by T.O.P. Van Lines, Inc., by Decision No. 65259 dated April 23, 1963, in Application No. 44599, is hereby revoked.

2. T. O. P. Van Lines, Inc., Local Freight Tariff No. 2, Cal.P.U.C. No. 2 (series of Loyd B. Turner, doing business as Blue Truck Lines), is hereby canceled.

The Secretary is directed to cause service of a certified copy of this order to be made upon T. O. P. Van Lines, Inc., 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 T. O. P. Van Lines, Inc., or after the above mailing.

Dated at San Francisco, California, this 27<sup>th</sup> day of February, 1968.

  
Edward T. Mitchell  
President  
William H. Bennett  
Augustus  
William S. Johnson, Jr.  
Paul P. Monissey  
Commissioners