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Decision No. 76432

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation)
into the rates, rules, regula- )
tions, charges, allowances and )
practices of all common carriers )
and highway carriers relating to )
the transportation of sand, rock, )
gravel and related items (com- )
modities for which rates are )
provided in Minimum Rate Tariff )
No. 7). )

Case No. 5437

PETITION FOR MODIFICATION
No. 185

ORDER DENYING REHEARING

A petition for rehearing and/or reconsideration of Decision
No. 76180 having been filed by California Asphalt Pavement
Association, the Commission having considered each and every
allegation thereof and being of the opinion that no good cause
for rehearing and/or reconsideration is set forth, and that good
cause for modification is set forth therein,

IT IS ORDERED that Decision No. 76180 is amended by deleting
the term "conclusively" in two instances in the "Discussion"
portion on sheet 6 thereof and substituting in each instance the
term "by a preponderance of the evidence."

IT IS FURTHER ORDERED that rehearing of Decision No. 76180,
as amended, is denied.

Dated at San Francisco, California, this 18th
day of NOVEMBER, 1969.

William Lyons, Jr.
President

[Signature]

[Signature]

Commissioners

Commissioner J. P. Vukasin, Jr., being
necessarily absent, did not participate
in the disposition of this proceeding.