

Decision No. 77465

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)	
of Torrey Trucking Inc., a cor-)	
poration to sell, and Padre Freight)	
Lines, a corporation, to buy a)	Application No. 45091
certificate of public convenience)	
and necessity as a highway common)	
carrier and for authority for)	
Padre Freight Lines to issue stock.)	

ORDER REVOKING OPERATING RIGHT

Resolution No. L-87 dated January 27, 1970 provides for the revocation of the operating authority of carriers who do not file annual reports by the fifteenth day following the due date which was designated as April 30, 1970 for Class I and II carriers. A copy of Resolution No. L-87 was sent to all Class I, II and III carriers by first class mail.

A notice was sent to Padre Freight Lines which is a Class II carrier, on May 19, 1970 by certified mail to its address as shown on Commission records, notifying it that its operating authority would be revoked if the annual report for 1969 was not received by May 26, 1970. This was the last of a series of notices which were sent to the carrier by first class mail none of which was returned by the Post Office. A signed receipt was returned signifying that the addressee had received the certified mail notice. To date Padre Freight Lines has not filed an annual report for 1969 as required by Section 584 of the Public Utilities Code.

Padre Freight Lines having failed to file the required annual report, the Commission finds that such failure constitutes good cause for revocation of its certificate.

IT IS ORDERED that:

1. The certificate of public convenience and necessity to operate as a highway common carrier granted to Padre Freight Lines, a corporation, by Decision No. 65046 dated March 8, 1963 in Application No. 45091 is hereby revoked.

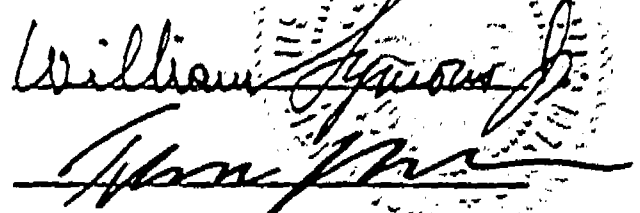
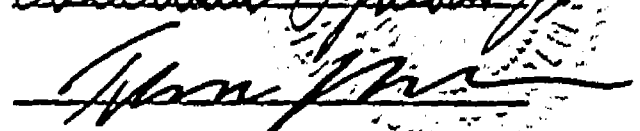
2. Western Motor Tariff Bureau, Inc., Agent, is hereby authorized and directed to cancel the applicable participation of Padre Freight Lines from the tariffs issued by Western Motor Tariff Bureau, Inc., such cancellation to be made within ninety days after the effective date of this order on not less than ten days' notice to the Commission and the public.

The Secretary is directed to cause service of a certified copy of this order to be made upon Padre Freight Lines, a corporation, or to mail a certified copy thereof to it at its last known address as shown in the Commission's records and to mail a copy to Western Motor Tariff Bureau, Inc., Agent, P. O. Box 392, South Gate, CA 90280.

The effective date of this order shall be thirty days after the date hereof.

Dated at San Francisco, California, this 7th day of July, 1970.


Chairman

Commissioners
Commissioner A. W. Gator, being
necessarily absent, did not participate
in the disposition of this proceeding.

Commissioner Vernon L. Sturgeon, being
necessarily absent, did not participate
in the disposition of this proceeding.