

ORIGINAL

Decision No. 78499

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of FRANK G. SILVA to sell and of RICHARDS TRUCKING to purchase a Certificate of Public Convenience and Necessity to operate as a petroleum irregular route carrier in the transportation of petroleum products between various points in the State of California; and to issue 4,500 shares of its \$10 par value capital stock.

Application No. 43850

In the Matter of the Application
of RICHARDS TRUCKING, a corpora-
tion, to sell, and of L. R.
DENNEY, INC., a corporation, to
purchase, a portion of a cement
carrier certificate authorizing
service to and within the Counties
of Santa Barbara and Ventura, in
the State of California, pursuant
to Sections 851-853 of the Cali-
fornia Public Utilities Code.

Application No. 51355

SUPPLEMENTAL OPINION AND ORDER

Richards Trucking, a corporation, requests authority to suspend service as a petroleum irregular route carrier and as a cement carrier.

The operative rights to conduct operations as a cement carrier were granted by Decision No. 76600 dated December 23, 1969 in Application No. 51355 and authorize transportation from any and all points of origin to all points and places in the County of Los Angeles.

The operative rights to conduct operations as a petroleum irregular route carrier were granted by Decision No. 47683 dated September 16, 1952 in Application No. 31149 and acquired by Richards Trucking by Decision No. 62878 dated December 5, 1961 in Application No. 43850 and authorize transportation of a statewide basis.

Mr. Hansell U. Coulson, Trustee in Bankruptcy for Richards Trucking, has submitted a letter stating that Richards Trucking has not conducted operations since December 4, 1970 and requests that the operative rights be suspended for a year in order to arrange for the sale and transfer of the certificates.

After consideration, the Commission finds that the proposed suspension of service would not be adverse to the public interest. A public hearing is not necessary.

IT IS ORDERED that:

1. Concurrent with the tariff filings required by Ordering Paragraph 2 hereof, the operating authority granted by Decision No. 76600 dated December 23, 1969 in Application No. 51355 and the operating authority granted by Decision No. 47683 dated September 16, 1952 in Application No. 31149 and acquired by Richards Trucking by Decision No. 62878 dated December 5, 1961 in Application No. 43850 are hereby suspended.

2. Within thirty days after the effective date hereof and on not less than five days' notice to the Commission and to the public, applicant shall amend its tariffs presently on file with this Commission to reflect the authority herein granted.

3. During the period of suspension Richards Trucking, a corporation, shall continue to file quarterly reports and pay fees pursuant to Section 5003.1 of the Public Utilities Code.

4. Prior to the expiration date of the suspension period or the date service is resumed when the latter date is earlier than said expiration date, Richards Trucking, a corporation, shall file a list of motor equipment to be operated and file and have in effect evidence of adequate liability insurance protection in compliance with Commission General Order No. 100-F.

5. Tariff schedules naming rates and rules governing the common carrier operations herein shall be brought up to date in

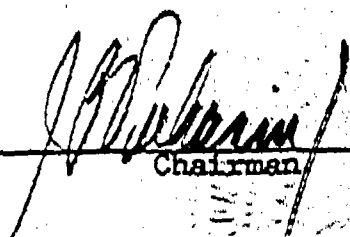

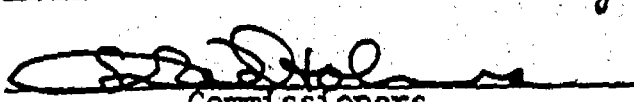
compliance with all applicable Commission minimum rate orders. The required tariff filings shall be made effective on not less than ten days' notice to the Commission and to the public and the effective date of the tariff filings shall be concurrent with the expiration date of the suspension period or the date when service is resumed when the latter date is prior to said expiration date.

6. The authority to suspend operations granted herein shall expire on December 4, 1971 or upon earlier resumption of operations which may be effected upon compliance with Ordering Paragraphs 3, 4 and 5.

7. Mr. Hansell U. Coulson, Trustee in Bankruptcy for Richards Trucking, is placed on notice that commencement of operations under the certificates referred to in Ordering Paragraph 1 herein, prior to compliance with Ordering Paragraphs 3, 4 and 5, may be cause for further suspension or revocation of the operating authority of Richards Trucking, a corporation.

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

Dated at San Francisco, California, this 30th day of MARCH, 1971.


Chairman

Vernon L. Sturgeon

Commissioners

Commissioner William Symons, Jr., being necessarily absent, did not participate in the disposition of this proceeding.