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Decision No. 78872

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation on the Commission's own  
motion into the operations, rates,  
charges, and practices of Stanley R.  
Borden, an individual; Precision  
Moulding Co., Inc., a California  
corporation; and Irvin Wilbur  
Williams, an individual, doing  
business as Williams Reel Co.

Case No. 9147

ORDER EXTENDING TIME TO PAY FINE

By Decision No. 78434, dated March 16, 1971, respondent was directed to collect certain undercharges from two shippers and to pay a fine of \$3,240.63. Respondent has collected the \$278.88 due from one of the shippers and has paid this amount as a partial payment of said fine. The second shipper has refused to pay any part of the \$2,961.75 due as undercharges and respondent is about to obtain an attorney and institute legal action to collect the amount due. Respondent asserts that he will have no money to pay the remaining fine until he collects the money from the second shipper. He requests that the time within which to pay his fine be extended for a period of six months.

It appears to the Commission that the requested extension of time should be granted and that respondent should be required to pay any undercharges collected within five days to reduce the balance owing on said fine.

IT IS ORDERED that:

1. Subject to the provisions of paragraph 2 hereof, the time within which respondent Stanley R. Borden, is to pay the remaining fine of \$2,961.75, pursuant to paragraph 1 of the order in Decision No. 78434, dated March 16, 1971, in Case No. 9147, is extended to January 10, 1972.

2. Respondent shall apply toward payment of the balance of said fine any of the remaining undercharges ordered to be collected by Decision No. 78434 within five days after the collection thereof in which event the amount of the final installment shall be adjusted accordingly.

3. In the event respondent does not comply with any of the provisions of paragraphs 1 and 2 hereof, the balance remaining to be paid on the fine imposed by Decision No. 78434 shall immediately become due and payable.

4. In all other respects, Decision No. 78434 shall remain in full force and effect.

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

Dated at San Francisco, California, this 29<sup>th</sup> day of JUNE, 1971.

[Signature]  
Chairman  
William Lyubus - J.  
[Signature]  
Vernon L. Sturgeon

Commissioners

Commissioner D. W. Holmes, being necessarily absent, did not participate in the disposition of this proceeding.