

ORIGINAL

Decision No. 79996

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
ROCK TRANSPORT, INC., a California)
corporation, to sell and transfer a)
certificate of public convenience)
and necessity authorizing the trans-)
portation of cement to F. L. MARTIN)
dba F. L. MARTIN TRUCKING.)

Application No. 52668

SECOND SUPPLEMENTAL OPINION AND ORDER

Rock Transport, Inc., requests authority to extend suspension of service as a cement carrier.

The operative rights to conduct operations as a cement carrier were granted by Decision No. 78996, dated August 10, 1971, in Application No. 52668 and modified by Decision No. 79461, dated December 14, 1971, in Application No. 52938 and Decision No. 79574, dated January 11, 1972, in Application No. 52940. The certificate presently authorizes transportation to and within the Counties of Mendocino, Plumas, Solano, Tuolumne and Yolo and was suspended by Decision No. 79130, dated September 8, 1971, in Application No. 52668.

An officer of the applicant has submitted a letter requesting that the present suspension of the operative rights be extended in order to allow time to reorganize the business.

An investigation by the Commission staff reveals that the counties involved are served by numerous other cement carriers.

After consideration, the Commission finds that the proposed further suspension of services would not be adverse to the public interest and should be granted. A public hearing is not necessary.

IT IS ORDERED that:

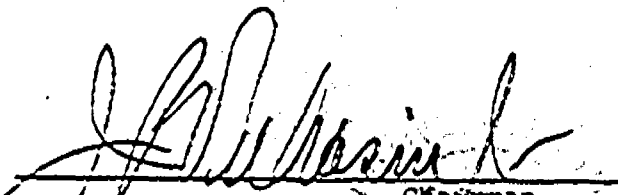
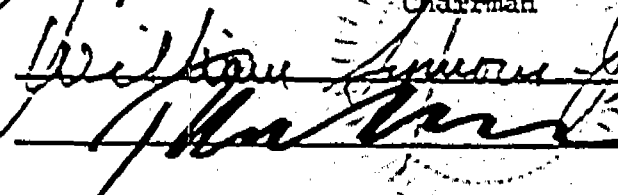
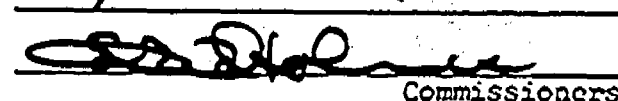
1. Concurrent with the tariff filings required by Ordering Paragraph 2 hereof, the operating authority granted by Decision No. 78996, dated August 10, 1971, in Application No. 52668 and modified by Decision No. 79461, dated December 14, 1971, in Application No. 52938 and Decision No. 79574, dated January 11, 1972, in Application No. 52940 is hereby further 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 tariff presently on file with this Commission to reflect the authority herein granted.
3. During the period of suspension Rock Transport, Inc., shall continue to file annual report and 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, Rock Transport, Inc., 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 series.
5. Prior to resumption of service, 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 granted herein to suspend operations shall expire on December 21, 1972, or upon earlier resumption of operations which may be effected upon compliance with Ordering Paragraphs 3, 4 and 5.

7. Rock Transport, Inc. is placed on notice that commencement of operations under the certificate 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 Rock Transport, Inc.

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

Dated at San Francisco, California, this 2nd day of May, 1972.


Chairman


Commissioners

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