

IS

Decision No. 81254

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation into the rates, rules, regulations, charges, allowances and practices of all common carriers, highway carriers and city carriers relating to the transportation of any and all commodities between and within all points and places in the State of California (including, but not limited to, transportation for which rates are provided in Minimum Rate Tariff 2).

Case No. 5432  
Petition for Modification  
Nos. 675, 693 & 695  
(filed November 11, 1971,  
March 14, 1972 and March  
16, 1972, respectively)

In the Matter of the Application of W. H. BURKE AND CO., INC., a corporation, for Declaratory Relief finding operations, to be proprietary and not subject to regulation, or, in the alternative, for authority to deviate from rates specified in Minimum Rate Tariff 2 for the transportation and assembly of motorcycles for the account of retail motorcycle dealers in Northern California.

Application No. 52989  
(filed November 11, 1971,  
Amended March 14, 1972)

In the Matter of the Application of WILLIAM ABRAMS, AND JOHN SHIELDS, individually, and doing business as COYOTE TRUCKING, for Declaratory Relief finding operations to be proprietary and not subject to regulation, or, in the alternative, for authority to deviate from rates specified in Minimum Rate Tariff 2 for the transportation and assembly of motorcycles for the account of retail motorcycle dealers in Northern California.

Application No. 53207  
(Filed March 16, 1972)

IS C.5432, Pet. 675,693,695; et al.

In the Matter of the Application of  
GARY L. DENNY AND HAROLD R. DENNY, a  
partnership, doing business as DENNY'S  
CYCLE SET-UP and as DENNY'S CYCLE  
TRANSPORT, for Declaratory Relief  
finding operations to be proprietary  
and not subject to regulation.

Application No. 53203  
(Filed March 14, 1972)

ORDER DENYING REHEARING

California Trucking Association having filed a petition for reconsideration, modification or rehearing of Decision No. 80542; and the Commission having considered each and every allegation therein; and being of the opinion that good cause for reconsideration, modification or rehearing of Decision No. 80542 has not been shown;

IT IS ORDERED that petition for reconsideration, modification or rehearing of Decision No. 80542 is hereby denied.

Dated at San Francisco, California, this 10<sup>th</sup>  
day of APRIL, 1973.

Vernon L. Sturgeon  
President  
William J. ...  
...  
...  
Commissioners

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