

Decision No. 81490

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of DONALD COWAN, dba COWAN TRUCKING CO., and JAMES E. COREY, dba COREY TRUCKING COMPANY, for authority to depart from the minimum rates, rules, and regulations of Minimum Rate Tariff 17, pursuant to the provisions of Section 3666 of the Public Utilities Code, for transportation of rock and sand for NELSON & SLOAN.

Application No. 53128
(Filed February 7, 1972)

ORDER OF DISMISSAL

Decision No. 80699 dated November 8, 1972 granted interim authority to Donald Cowan, doing business as Cowan Trucking Co., and to James E. Corey, doing business as Corey Trucking Company, to deviate from the minimum rates set forth in Minimum Rate Tariff 17, by assessing a rate of \$17.00 per hour, but not less than the applicable minimum hourly rate set forth in Minimum Rate Tariff 7 subject to the rules and regulations in that tariff, for the transportation of pit-run unprocessed sand and gravel for Nelson & Sloan from its Birch Pit (Production Area 37 NN) to its Main Plant, located at Broadway and Main Streets in Otay (Delivery Zone 37925).

The interim authority was scheduled to expire six months after the date of Decision No. 80699. Applicants have informed the Commission that they no longer desire to perform the transportation service at less than minimum rates.

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To clear the Commission's records the application herein should be dismissed.

Therefore, IT IS ORDERED that Application No. 53128, filed by Donald W. Cowan and James E. Corey, is dismissed.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 19th day of JUNE, 1973.

Verma L. Sturgeon
President
William S. Quisenberry
[Signature]
[Signature]
Commissioners

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