

ORIGINAL

Decision No. 81678

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 re-)
 lating to the transportation of)
 fresh or green fruits and vege-)
 tables and related items (commod-)
 ities for which rates are provided)
 in Minimum Rate Tariff No. 8).)

Case No. 5438
 (Petition for Modification
 No. 80)

ORDER VACATING ORDER PARTIALLY SUSPENDING DECISIONS

In view of the Executive Order of the President of the United States, announced June 13, 1973, imposing a freeze on price increases for sixty days, rate increases authorized by Decision No. 81450 in the above-entitled proceeding which could or would have become effective within such sixty-day period were suspended until further order of the Commission by Decision No. 81513.

Inasmuch as the aforementioned freeze on price increases will expire with August 12, 1973, the rates authorized by Decision No. 81450 and suspended by Decision No. 81513 should become effective August 13, 1973. In the circumstances, Decision No. 81513 will be vacated and set aside to the extent indicated in the ensuing order.

IT IS ORDERED that:

1. Decision No. 81513 is hereby vacated and set aside effective August 13, 1973, insofar as it pertains to Decision No. 81450.
2. Minimum Rate Tariff 8 (Appendix C to Decision No. 33977, as amended) is further amended by incorporating therein Supplement 38 to become effective August 13, 1973, which supplement is attached hereto and by this reference made a part hereof.
3. Tariff publications required or authorized to be made as a result of the order herein may be made effective not earlier than

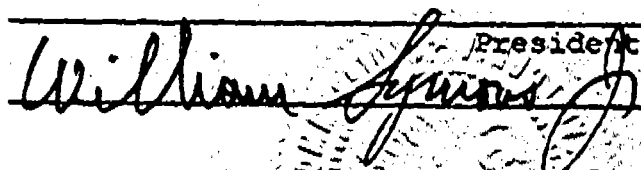


August 13, 1973, on one day's notice to the Commission and to the public.

4. Common carriers, in establishing and maintaining the rates authorized hereinabove, are hereby authorized to depart from the provisions of Section 460 of the Public Utilities Code to the extent necessary to adjust long- and short-haul departures now maintained under outstanding authorizations; such outstanding authorizations are hereby modified only to the extent necessary to comply with this order; and schedules containing the rates published under this authority shall make reference to the prior orders authorizing long- and short-haul departures and to this order.

5. In all other respects Decision No. 33977, as amended, shall remain in full force and effect.

This order is effective on the date hereof.

Dated at San Francisco, California, this 31st day of July, 1973.


President


Commissioners

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

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

VACATING SUPPLEMENT

SUPPLEMENT 38
(Cancels Supplement 37)

(Supplements 29, 34, 35, 36 and 38 Contain All Changes)

TO
MINIMUM RATE TARIFF 8
NAMING
MINIMUM RATES AND RULES
FOR THE
TRANSPORTATION OF FRESH FRUITS,
FRESH VEGETABLES AND EMPTY
CONTAINERS OVER THE PUBLIC HIGHWAYS
BETWEEN POINTS IN THE STATE OF
CALIFORNIA AS DESCRIBED HEREIN
BY
RADIAL HIGHWAY COMMON CARRIERS
AND
HIGHWAY CONTRACT CARRIERS

VACATING NOTICE

The suspension notice contained in Supplement 37 is vacated
and Fifteenth Revised Page 13 shall become effective August 13, 1973.

Decision No. **81678**

EFFECTIVE AUGUST 13, 1973

Issued by the
PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA
State Building, Civic Center
San Francisco, California 94102