

Decision No. 81847

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 sand, rock )  
gravel and related items (commodi- )  
ties for which rates are provided )  
in Minimum Rate Tariff No. 7). )

**ORIGINAL**

Case No. 5437  
Order Setting Hearing  
No. 226

SUPPLEMENTAL OPINION AND ORDER

It has come to the Commission's attention that common carrier provisions authorized by Decision No. 81799 in the above proceeding were inadvertently omitted from the order.

In the circumstances, the Commission finds that the necessary corrections should be made by the order herein. The Commission concludes that the order in Decision No. 81799 should be amended accordingly.

IT IS ORDERED that:

1. Ordering Paragraph Nos. 4 and 6 of Decision No. 81799, supra, are amended to read:

"4. All common carriers and dump truck carriers shall, on October 1, 1973, cease and desist from assessing, charging, or collecting rates or charges lower in volume or effect than those set forth in Minimum Rate Tariff 20 for transportation and other services incidental thereto, for which rates have been provided in that minimum rate tariff."

"6. Common carriers and dump truck carriers are authorized to depart from the provisions of Article XII, Section 21, of the Constitution of the State of California and Section 460 of the Public Utilities Code to the extent necessary to assess or otherwise to apply the minimum rates, rules, and regulations established pursuant to this order."

in place and stead of present Ordering Paragraph Nos. 4 and 6.


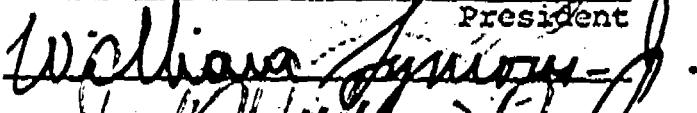

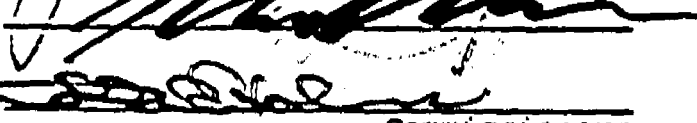
2. Ordering Paragraph No. 4A is added to Decision No. 81799, supra, as follows:

"4A. Tariff publications required to be made by common carriers as a result of this order shall be filed not earlier than the fourth day after the effective date of this order on not less than ten days' notice to the Commission and to the public and shall be made effective not later than October 1, 1973."

In all other respects the provisions of Decision No. 81799 remain in full force and effect.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 5<sup>th</sup> day of September, 1973.

  
President  
  
  
  
Commissioners