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Decision No. 85310

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation on the Commission's own )  
motion into the operations, rates and )  
practices of EDWARD E. WILLIAMS; )  
MARQUART WOLFE LUMBER CO., INC., a )  
California corporation; HODGES BUILD- )  
ING MATERIAL CO., INC., a California )  
corporation; and GREAT WESTERN )  
CHEMICAL COMPANY and/or McCALL OIL )  
AND CHEMICAL CORPORATION, Washington )  
corporations. )

Case No. 9736

ORDER MODIFYING DECISION NO. 84422


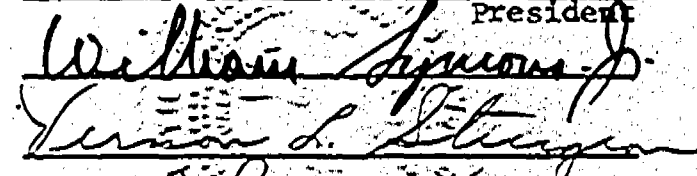

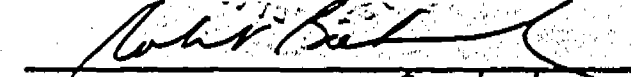
Ordering Paragraph 2 of Decision No. 84422 dated May 13, 1975 requires respondent Edward E. Williams (Williams) to pay a fine pursuant to Section 3800 of the Public Utilities Code of \$22,960.69 on or before the fortieth day after the effective date of that decision. Respondent Williams requests in writing that he be permitted to pay the fine in monthly installments of no less than \$500 since he has had to revert to court action to collect the undercharges on which the fine is based and the actions are still pending in court. Williams also states that he is unable financially to make the lump sum payment from his own resources. By memorandum the Transportation Division states that it has no objection to Williams' request provided that any monies collected from the two debtors involved in the court actions be remitted in satisfaction of the fine in the month collected.

IT IS ORDERED that Ordering Paragraph 2 of Decision No. 84422 is modified to read as follows:

"2. Williams shall pay a fine to this Commission pursuant to Public Utilities Code Section 3800 of \$22,960.69 on or before the fortieth day after the effective date of this order, provided however, Williams at its election may pay this fine in monthly installments of no less than \$500 each, plus undercharges collected during the period preceding each installment payment due date in excess of \$500. Installment payments are due and payable on or before the first day of each month until the full amount is paid. If an election is made to pay the fine in installments as set out above and Williams fails to make any of the installments when due, the full amount of the unpaid balance will become immediately due and payable."

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 6<sup>th</sup> day of JANUARY, 1976.

  
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President  
  
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Commissioners