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Decision 91-01-013 January 15, 1991

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation)
 and Suspension on the Commission's)
 own motion of tariff filed by)
 Bert E. Jessup Transportation to)
 establish rates which are below)
 generally applicable common carrier)
 rates (CJ 89-446).)

ORIGINAL

(I&S)

Case 89-08-002

(Filed August 3, 1989)

OPINION

This investigation was instituted into the rates proposed by Bert E. Jessup Transportation, Inc. (Jessup) in Cost Justification (CJ) 89-446.

Jessup's rates proposed in CJ 89-446, which were suspended July 6, 1989, were continued in suspension for 120 days from the effective date of the investigation. The basis of the original and continued suspension was that Jessup had not adequately justified the reduced rates sought in CJ 89-446, as required under the provisions of General Order (GO) 147-A.

GO 147-A was canceled and superseded by GO 147-B effective March 15, 1990 as part of the Commission's continuing program to provide greater pricing flexibility for the general freight segment of California's for-hire trucking industry. GO 147-B contains pricing floors for truckload and less-than-truckload services on different bases than were applicable under GO 147-A. There is no basis for continuing this investigation. The Commission's Transportation Division advises that it believes the issues set forth as the basis for the investigation to be moot because of the advent of GO 147-B. In the circumstances, the investigation should be discontinued.

Findings of Fact

1. This investigation was initiated because it appeared that Jessup had not adequately justified certain rate proposals filed under the provisions of GO 147-A.

2. GO 147-A has been canceled and superseded by GO 147-B, which sets forth different bases for minimum pricing levels than those contained in GO 147-A.

3. The purpose of this investigation has been obviated by the advent of GO 147-B.

Conclusion of Law

This investigation should be discontinued.

ORDER

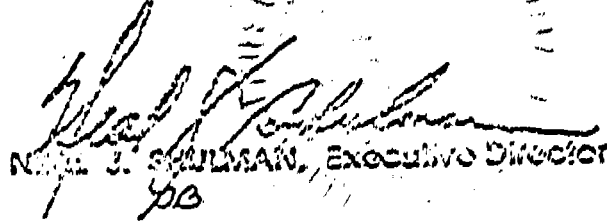
IT IS ORDERED that (I&S) Case 89-08-002 is discontinued.

This order becomes effective 20 days from today.

Dated January 15, 1991, at San Francisco, California.

PATRICIA M. ECKERT
President
G. MITCHELL WILK
JOHN B. OHANIAN
Commissioners

I CERTIFY THAT THIS DECISION
WAS APPROVED BY THE ABOVE
COMMISSIONERS TODAY


NEIL J. SCHULMAN, Executive Director
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