

Mailed

SEP 9 1991

Decision 91-09-014 September 6, 1991

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation on the Commission's own)
motion into the operations, rates, and)
practices of Frank F. Cancilla, Jr.,)
an individual doing business as Frank)
Cancilla Trucking,)

ORIGINAL

I.91-05-009
(Filed May 8, 1991)

Respondent.)
_____)

ORDER OF DISMISSAL

The Enforcement Section of the Compliance and Enforcement Branch of the Transportation Division advises that Frank F. Cancilla, Jr. is no longer in the trucking business. His highway contract and agricultural carrier permits were revoked on July 29, 1991, for nonpayment of quarterly fees. The Enforcement Section recommends that this proceeding be dismissed, subject to the condition that, if Cancilla seeks to reinstate his operating authorities, or if he seeks new operating authorities, the issues raised by this Order Instituting Investigation, including the potential fines sought herein, must first be resolved. We concur.

IT IS ORDERED that:

1. This proceeding is dismissed, subject to the condition that, if Frank F. Cancilla, Jr. seeks to reinstate his operating authorities, or, if he seeks new operating authorities, the issues raised in this proceeding, including the potential fines sought herein, must first be resolved.

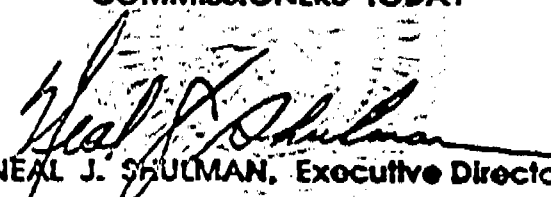
2. This proceeding is closed.
This order becomes effective 30 days from today.
Dated September 6, 1991, at San Francisco, California.

PATRICIA M. ECKERT
President
JOHN B. OHANIAN
DANIEL Wm. FESSLER
NORMAN D. SHUMWAY
Commissioners

I abstain.

/s/ G. MITCHELL WILK
Commissioner

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


NEAL J. SHULMAN, Executive Director