

ORIGINALDecision No. 86613

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of LEMORE TRANSPORTATION INC. for)
expansion and restatement of its)
certificate of public convenience)
and necessity authorizing highway)
common carrier service.)

Application No. 53319
(Filed May 10, 1972)

SUPPLEMENTAL OPINION AND ORDER

Decision 80350 dated September 19, 1972, in this proceeding authorized the expansion and restatement of the certificate of public convenience and necessity granted to Lemore Transportation Inc., by Decision 74285 dated June 25, 1968, in Application 50024. By letter dated June 27, 1972, the applicant requested that the Proposed Form of the Certificate as set forth in Exhibit A of the application be modified in certain respects and that a restriction be added. It has been brought to our attention that the restriction as stated in Appendix A of Decision 80350 may be subject to misinterpretation and should be restated to conform precisely with the Commission's intent. Our intent was that the restriction should be applicable only to the general commodity certificate as set forth in Paragraph II of Appendix A of Decision 80350 and not to the "dry general commodities in bulk" certificate as set forth in Paragraph I of Appendix A of said decision.


In the circumstances, it appears and the Commission finds that the necessary correction should be made by the order herein. The Commission concludes that Appendix A of Decision 80350 should be amended accordingly, and that the effective date of this order should be the date on which it is signed because there is no known opposition and no reason to delay correcting the discrepancy.

IT IS ORDERED that Decision 80350 is hereby amended by substituting attached First Revised Page 2 of Appendix A in place and stead of Original Page 2 thereof.

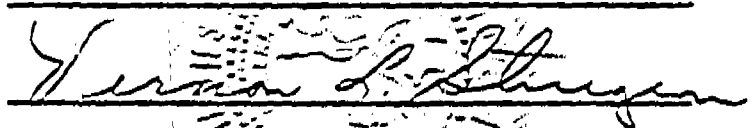
The effective date of this order is the date hereof.

Dated at San Francisco, California, this 9th day of November, 1976.

I dissent because of
the effective date being
the date hereof.
William Synovus Jr.



President



Commissioner



Commissioners

Commissioner Leonard Ross, being
necessarily absent, did not participate
in the disposition of this proceeding.

- (d) Liquids, compressed gases, commodities in semiplastic form and commodities in suspension in liquids in bulk, in tank trucks, tank trailers, tank semitrailers or a combination of such highway vehicles.
- (e) Earth, sand, loam, gravel, stone, cement, asphalt or cement or asphaltic mixes when transported in bulk in dump trucks or hopper-styled trucks.
- (f) Commodities when transported in motor vehicles equipped for mechanical mixing in transit.
- (g) Logs.
- (h) Fresh fruits and vegetables.
- (i) Articles of extraordinary value.

*RESTRICTIONS: Service to or from San Francisco under the authority set forth in Paragraph II above, shall be restricted to transportation of shipments having a prior or subsequent movement by water.

III. In performing the service herein authorized in Paragraphs I and II, applicant may use any and all streets, roads, highways and bridges necessary or convenient for the performance of said service.

(END OF APPENDIX A)

Issued by California Public Utilities Commission.

*Amended by Decision 86613, Application 53319.