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Decision No. 87008

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of MARINO BROS. TRUCKING CO., for an order authorizing departure from the rates, rules and regulations of Minimum Rate Tariff No. 2 pursuant to the provisions of Section 3666 of the Public Utilities Code, for the transportation of glass, flat, not bent, from Lathrop to various points in Southern California for Libbey-Owens-Ford Company.

Application No. 56118

ORDER EXTENDING TIME

By D.85883 dated June 2, 1976, Marino Bros. Trucking Co. was authorized to deviate from the minimum rates for the transportation of property for Libbey-Owens-Ford Company. So that applicant could complete required cost studies, the expiration date of that authority was extended from December 2, 1976 to January 31, 1977 by D.86697 dated November 30, 1976 and further extended to February 28, 1977 by D.86899 dated January 25, 1977.

The studies required by D.85883 were received on February 10, 1977. After review by the assigned examiner, they were judged to be deficient as was explained in the examiner's letter to applicant of February 11, 1977. We will extend this authority one more time on a temporary basis pending applicant's filing

information sufficient for us to make a final determination. If the information is not filed by March 1, 1977, then we will either dismiss or set the matter for hearing.

We find that subject to the above conditions it is appropriate to extend the present authority to April 30, 1977.

IT IS ORDERED that:

1. The authority granted by D.85883 shall expire on April 30, 1977, unless sooner canceled, modified, or extended by order of the Commission.

2. In all other respects, D.85883 shall remain in full force and effect.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 23rd day of FEBRUARY, 1977.

Robert B. ...
President

[Signature]
[Signature]
Commissioners

Commissioner William Synons, Jr., being necessarily absent, did not participate in the disposition of this proceeding.

Commissioner Vernon L. Sturgeon, being necessarily absent, did not participate in the disposition of this proceeding.