

Decision No. 89298 AUG 22 1978

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investiga-)
tion for the purpose of consid-)
ering and determining minimum)
rates for transportation of any)
and all commodities statewide)
including, but not limited to,)
those rates which are provided)
in Minimum Rate Tariff 2 and the)
revisions or reissues thereof.)

Case No. 5432
Petition for Modification No. 1026
(Filed June 20, 1978)

AND)

In the Matter of the Investiga-)
tion for the purpose of consid-)
ering and determining minimum)
rates for transportation of)
general commodities in the)
Counties of Contra Costa, Lake,)
Marin, Mendocino, Monterey,)
Napa, San Benito, San Mateo,)
Santa Clara, Santa Cruz, Solano)
and Sonoma, and in the County)
of Alameda and in the City and)
County of San Francisco as)
provided in Minimum Rate Tariffs)
1-B and 19 respectively, and)
the revisions or reissues there-)
of.)

Case No. 5441
Petition for Modification No. 409
(Filed June 20, 1978)

ORDER OF DISMISSAL

These petitions before the Commission request that Vladimir Pantas Stepanoff, Esperanza Pantas Didasa, Bartolome Elifanio Didasa and Ferdinand Panganiban Batoon, doing business as Pacific Courier Ltd. Delivery Service be exempted from the provisions of the minimum rates for the transportation of business records, medical specimens and related articles when using motor vehicles not exceeding licensed weight of 4,500 pounds.

In Decisions 89004, 89005 and 89006, dated June 27, 1978, in Case 5432 OSH 922, Case 5439 OSH 290, and Case 5441 OSH 372, respectively, the Commission found that carriers engaged in courier service should be exempted from minimum rate regulation when transporting business records, medical specimens and related articles and whose operations have the following characteristics:

- "A. A carrier vehicle fleet consisting of only vehicles having a licensed weight of 4,500 pounds or less.
- B. Delivery shall be made within 24 hours after pickup".

There is no need for special exemption authority for this service since it is already exempt from our minimum rate regulation. Therefore, the petitions of the aforesaid parties doing business as Pacific Courier Ltd. Delivery Service are moot.

Good cause appearing,

IT IS ORDERED that Case 5432, Petition for Modification 1026 and Case 5441, Petition for Modification 409 are dismissed without prejudice.

The effective date of this order shall be thirty days after the date hereof.

Dated at San Francisco, California, this 22nd day of AUGUST, 1978.

Robert Bateman

President

William J. Snow
Vernon L. Sturgeon

Commissioners

Commissioner Richard D. Gravelle, being necessarily absent, did not participate in the disposition of this proceeding.

Commissioner Claire T. Dedrick, being necessarily absent, did not participate in the disposition of this proceeding.