

Decision No. 90817 SEP 12 1979

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation)
 for the purpose of considering 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.)

And Related Matters.)

- Case No. 5432, OSH 957
 - Case No. 5439, OSH 310
 - Case No. 5441, OSH 392
 - Case No. 5603, OSH 208
 - Case No. 7783, OSH 156
 - Case No. 5330, OSH 100
 - Case No. 5432, OSH 958
 - Case No. 5433, OSH 67
 - Case No. 5432, OSH 959
 - Case No. 5438, OSH 116
 - Case No. 7857, OSH 159
 - Case No. 5436, OSH 244
 - Case No. 5432, OSH 960
 - Case No. 6008, OSH 36
 - Case No. 5437, OSH 292
 - Case No. 9819, OSH 22
 - Case No. 9820, OSH 8
 - Case No. 5432, OSH 961
 - Case No. 5440, OSH 103
 - Case No. 5432, OSH 962
 - Case No. 5604, OSH 59
 - Case No. 5432, OSH 963
 - Case No. 8808, OSH 38
 - Case No. 8808, OSH 42
 - Case No. 5432, OSH 964
- (Filed April 12, 1977)

THIRD SUPPLEMENTAL ORDER

On October 31, 1978, the Commission issued Decision No. 89575 establishing a procedure and schedule for implementing Senate Bill 860 (Statutes 1977, Chapter 840). Operation under new operating authorities provided for by S.B. 860 was scheduled to begin October 1, 1979. This schedule was subsequently modified on May 22, 1979, to reflect legislative changes embodied in A.B. 27 (Statutes 1979, Chapter 92). The implementation was postponed from October 1, 1979, to January 31, 1980. It now appears that the Legislature desires implementation of S.B. 860 further deferred from January 31, 1980, to April 30, 1980.

In order to comply with this intent,
IT IS ORDERED that:

1. Public Utilities Code Section 1063.5 certificates, not previously granted, will be granted between November 30, 1979, and February 1, 1980.
2. Certificates will continue to be granted with a thirty-day effective date.
3. The issue date of all Section 1063.5 certificates granted heretofore shall be April 30, 1980, notwithstanding the printed date January 31, 1980, on the face of each such certificate.
4. All Section 1063.5 certificates granted hereafter shall be issued April 30, 1980.
5. Carriers granted Section 1063.5 certificates must file their tariffs, minimum rate tariff adoption notices, or affidavits of subhauling, within 30 days after the effective date of their certificates.
6. No tariff filed by any Section 1063.5 carrier shall be effective prior to April 30, 1980. Any such tariffs indicating an earlier effective date will be effective April 30, 1980.
7. All tariffs filed hereafter by Section 1063.5 carriers should be made effective on the common date April 30, 1980.
8. Tariffs must be filed upon at least thirty days notice to the public. In order to be effective April 30, 1980, tariffs must be filed by March 31, 1980.
9. Beginning April 30, 1980, contract carriers may operate only pursuant to contracts on file with the Commission. Contracts may be filed anytime prior to April 30, 1980, and thereafter as negotiated.
10. All radial highway common carrier permits will be revoked effective April 30, 1980.
11. The Executive Director shall serve a copy of this decision on all highway carriers and all appearances of record.

C. 5432 OSH 957, et al. mw

The effective date of this order shall be the date
hereof.

Dated SEP 12 1979, San Francisco, California.

John E. Burns
PRESIDENT

Richard W. Howell

Charles J. ...

Jerry ...
COMMISSIONERS