

bh

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

Investigation on the Commission's)
own motion into the operations,)
rates, and practices of Aldo J.)
Lazzarini, dba American Van Lines,)
a sole proprietorship.)

O.I.I. No. 27

ORDER REOPENING O.I.I. 27

By Decision No. 90846, dated September 25, 1979, respondent Aldo J. Lazzarini, dba American Van Lines ("Lazzarini"), was directed to: (1) pay refunds to household goods shippers in the amount of \$1641.42, (2) pay penalties to the Commission in the total amount of \$749.25 and (3) pay a punitive fine in the amount of \$250. The decision ordered that all payments should be made by November 26, 1979. The punitive fine of \$250 was paid on November 19, 1979.

By a letter dated November 19, 1979, Lazzarini requested an extension of time to pay the refunds and penalties. Specifically, he requested authority to pay one-half of the refunds by March 15, 1980, the remaining one-half by June 15, 1980, and the penalties by September 17, 1980. Lazzarini's stated basis for the requested extension was a cash flow problem. Pursuant to Lazzarini's request, this Commission issued Decision No. 91449 on March 18, 1980, authorizing the requested extension of time to make the refunds and pay the penalties.

To date, it appears that Lazzarini has made no refunds or penalty payments pursuant to Decision No. 90846, as modified by Decision No. 91449; and good cause appearing,

IT IS ORDERED that Order Instituting Investigation No. 27 is reopened for the purpose of determining:

1. Whether respondent has made refunds and penalty payments as ordered in Decision No. 90846, as modified by Decision No. 91449.
2. Whether respondent has complied with Decision No. 90846, as modified by Decision No. 91449.

3. Whether the operating authority of respondent as a household goods carrier should be canceled, revoked or suspended.

4. Whether respondent should be ordered to pay additional penalties.

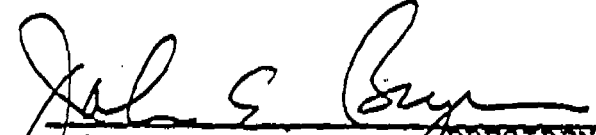
5. Whether the Commission should issue an order to show cause why respondent should not be held in contempt for failure to comply with Decision No. 90846, as modified by Decision No. 91449.


6. Whether any other order or orders that may be appropriate should be entered in the lawful exercise of the Commission's jurisdiction.


This matter will be set for hearing before Administrative Law Judge A. M. Mooney, at a time and place to be specified in a notice of hearing.

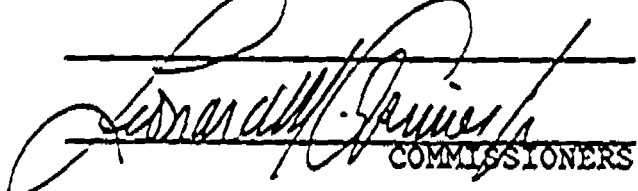
The Executive Director is directed to cause a certified copy of this order to be personally served upon respondent Lazarrini.

Dated OCT 8 1980, San Francisco, California.



PRESIDENT






COMMISSIONERS

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