

Decision No. 92407 NOV 4 1980

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 sand, rock, )  
gravel and related items in bulk, )  
in dump truck equipment between )  
points in California as provided )  
in Minimum Rate Tariff 7-A and the )  
revisions or reissues thereof. )

**ORIGINAL**

Case No. 5437  
Petition for Modification  
No. 302  
(Filed June 16, 1978;  
amended January 16, 1979  
and April 25, 1979)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ )  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ )

Case No. 9819  
Petition for Modification  
No. 32

And Related Matters. )

Case No. 9820  
Petition for Modification  
No. 11  
(Filed June 16, 1978;  
amended January 16, 1979  
and April 25, 1979)

\_\_\_\_\_ )

ORDER MODIFYING DECISION  
AND DENYING REHEARING

California Carriers Associations has filed a petition for rehearing of Decision No. 92034. The Commission has considered each and every allegation of said petition and is of the opinion that said Decision should be modified and that the petition for rehearing should be otherwise denied. Therefore,

IT IS ORDERED that Decision No. 92034 be modified to add finding of fact No. 10 as follows:

- 10. The Study contained in Exhibit No. 5 which was made during 1975, a year when carrier activity was comparatively low, covered the operations of very few carriers in the industry.

IT IS FURTHER ORDERED that conclusion of law No. 3a should be added to Decision No. 92034 as follows:

3a The evidence presented by CCA is unreliable and fails to sustain CCA's burden of proof.

IT IS FURTHER ORDERED that the petition for rehearing of Decision No. 92034, as modified herein, is denied.

The effective date of this order is the date hereof.

Dated NOV 4 1980, at San Francisco, California.

Jill E. Byron  
President

Thomas L. Stinson

Donald D. Hoelle

Clair J. DePue

Donald W. King  
Commissioners