

ALJ/km/nb

ORIGINAL

Decision 93456

AUG 18 1981

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of WILLIG FREIGHT LINES to meet)
a competitive rate as shown in)
Item 1000 TT2.)

(I&S)
Case 10996
(Filed June 10, 1981)

ORDER OF DISMISSAL

F. J. Crikos Trucking, Inc. (Crikos) alleges that the rate published by Willig Freight Lines (Willig) in its Local Freight Tariff No. 5, Item No. 6389.1, effective May 29, 1981, is not in conformity with the justification used to support it, in that this rate is not subject to the fuel surcharge of 29% set forth in Item No. 125 of Willig's Local Freight Tariff No. 5. Crikos requests suspension and an investigation of the propriety of this rate.

On June 22, 1981, Willig filed its reply which states that effective June 12, 1981 it reissued Item No. 6389.1 to reflect the 29% surcharge.

The Commission finds that effective June 12, 1981, Willig reissued Item No. 6389.1 in its Local Freight Tariff No. 5. The Commission concludes that the complaint is now moot and Case 10996 should be dismissed.

IT IS ORDERED that Case 10996 is dismissed.

This order becomes effective 30 days from today.

Dated AUG 18 1981 at San Francisco, California.

John E. Snyda
President
Richard D. ...
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Commissioners