

DEC 9 1996

Decision 96-12-009 December 9, 1996

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

In the Matter of the Investigation)
for the purposes 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.)

Case 5432, OSH 1060
(Filed June 6, 1985)

And Related Matters.)

Case 5437: 323, 325, 327, 329, 334, 350, 353
Case 5604, 59
Case 7024, 40
Case 7858, 231
Case 9819: 75, 76, 79, 94, 145
Case 9820: 25, 27, 29, 33, 43, 44
Case 10368

A.83-11-49; A.84-11-036; A.86-01-010; A.87-03-057;
A.91-09-058; I.84-03-01; I.84-05-048; I.85-04-052;
I.85-12-033; I.88-08-046

ORDER OF DISMISSAL

An examination of the Commission records disclosed that there were several rate dockets pertaining to highway transportation of property that were still open. Our authority over these matters has been preempted by federal law (PL 103-305).

Notice of our intent to close these dockets by dismissal was published in the Commission's Daily Calendar beginning September 3, 1996, and daily thereafter. In addition, individual copies of this calendar were sent to tariff bureaus, agents, and trucking publications and associations. The calendar notice listed the dockets under consideration for closure by dismissal. It

also gave all concerned until October 1, 1996 to notify Administrative Law Judge (ALJ) Rosenthal of any reason why dismissal should not occur.

As of October 1, 1996, no party to any of these dockets had contacted the ALJ. We shall therefore assume that there is no further purpose in having these dockets remain open.

IT IS ORDERED that:

1. The following dockets are hereby dismissed: Case 5437: 323, 325, 327, 329, 334, 350, 353; Case 5604, 59; Case 7024, 40; Case 7858, 231; Case 9819: 75, 76, 79, 94, 145; Case 9820: 25, 27, 29, 33, 43, 44; Case 10368; A.83-11-49; A.84-11-036; A.86-01-010; A.87-03-057; A.91-09-058; I.84-03-01; I.84-05-048; I.85-04-052; I.85-12-033; I.88-08-046.

2. This order is to be printed in full in the Commission's Calendar for one week following its effective date.

This order is effective today.

Dated December 9, 1996, at San Francisco, California.

P. GREGORY CONLON
President

DANIEL Wm. FESSLER

JESSIE J. KNIGHT, JR.

HENRY M. DUQUE

JOSIAH L. NEEPER

Commissioners