

Resolution CE 03-89
Transportation Division

R E S O L U T I O N

(RESOLUTION SUSPENDING AND REVOKING THE OPERATING)
(AUTHORITY OF C & T TRUCKING, INC. FOR FAILURE TO)
(COMPLY WITH UNDERCHARGE CITATION NO. F-3379A AND)
(CITATION FORFEITURE NO. F-3379B.)

WHEREAS: On October 28, 1987, C & T TRUCKING, INC. was served with Undercharge Citation No. F-3379A and Citation Forfeiture No. F-3379B (Copies of which are attached); and

WHEREAS: The carrier agreed in writing to not contest the citation and to pay the fine of \$ 2,000 imposed by Citation Forfeiture No. F-3379B in four installments of \$ 500 each, agreed to pay the fine of \$16,136.62 imposed by Undercharge Citation No. F-3379A upon collection of the undercharges and to make \$ 500 monthly payments in the interim. Payments were to be made on the 27th of the month, commencing November 1987.

WHEREAS: The carrier made two \$ 500 payments toward the fines, one in December 1987 and one in September 1988 but has failed to make any further payments;

THEREFORE: IT IS ORDERED that:

- 1) The highway contract carrier permit, highway common carrier certificate, agricultural carrier permit and dump truck carrier permits of the above-named carrier are suspended for a period of 30 days, or until the \$ 1,000 balance of the citation forfeiture fine and the \$16,136.62 undercharge citation fine are paid in full.
- 2) If by the end of the 30-day period the carrier has not paid the fines nor filed for a hearing, then the carrier's operating authorities will be automatically revoked.
- 3) Filing of a request for hearing will stay the revocation of the permits and certificate, but the suspension will remain in force. The carrier may not operate.

- 1) During a hearing, the burden of proof will be on the carrier to show why the revocation should not take place.

The Executive Director is directed to mail a certified copy of this resolution to C & T TRUCKING, INC. P.O. Box 267 Station A, Richmond, CA 94808

This resolution is effective today.

I hereby certify that the foregoing resolution was duly introduced, passed and adopted at a regular meeting of the Public Utilities Commission of the State of California, held on MAR 22 1989. The following Commissioners approved it.

G. MITCHELL WILK
President
FREDERICK R. DUDA
STANLEY W. HULETT
JOHN B. OHANIAN
Commissioners

Commissioner Patricia Eckert,
present but not participating



Victor Weisser

Victor Weisser
Executive Director

