

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

RESOLUTION CE 1-92
Transportation Division
January 10, 1992

R E S O L U T I O N

SUSPENDING AND REVOKING THE OPERATING AUTHORITY
OF WESTERN REFRIGERATED TRANSPORT FOR FAILURE
TO COMPLY WITH VARIOUS CITATIONS.

WHEREAS, Alec Albert Stein, an individual, dba: Western Refrigerated Transport, of San Jose, (Western), holds an Agricultural Carrier Permit, a Highway Common Carrier Permit and a Highway Contract Carrier Permit, all issued by this Commission (T-163,250); and

WHEREAS, Western, signed Citation Forfeiture F-4292 (copy attached) on May 3, 1991, and the citation provided that the carrier opted to pay a punitive fine of \$1,500.00 for several violations of the Public Utilities Code and of the General Orders; and

WHEREAS, the carrier has made two written promises to pay the fine at a later date, and yet the fine still remains unpaid at this time, despite warning letters and an offer to accept a monthly payment schedule; and

WHEREAS, the carrier has failed to comply with the requirements of the citation after agreeing to do so in writing; therefore, good cause appearing,

IT IS RESOLVED THAT:

1. The operating authority of Western Refrigerated Transport is suspended for a period of 30 days after the effective date of this order, or until the full amount of the citation forfeiture is paid. The carrier may not operate during suspension.

2. If, by the end of the 30 day period, the carrier has not complied with the terms of the citation nor filed for a hearing, then all of the operating authority of the above named carrier will be automatically revoked.

3. Filing of a request for hearing will stay the revocation of the operating authority, but the suspension will remain in force. The carrier may not operate.

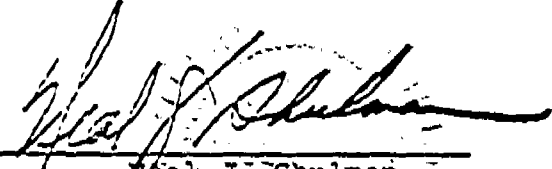
4. During a hearing, the burden of proof will be on the carrier to show why the revocation should not take place.

5. The Executive Director is directed to mail a certified copy of this resolution to:

Mr. Alec Albert Stein, dba:
WESTERN REFRIGERATED TRANSPORT
1040 Fleetwood Drive
San Jose, CA 95120

6. The effective date of this order is the date of service upon the carrier.

I hereby certify that this Resolution was adopted by the Public Utilities Commission at its regular meeting on January 10, 1992. The following Commissioners approved it:


Neal J. Shulman
Executive Director

DANIEL Wm. FESSLER
President
JOHN B. OHANIAN
PATRICIA M. ECKERT
NORMAN D. SHUMWAY
Commissioners



Public Utilities Commission
STATE OF CALIFORNIA

W. WALDORF

FORM 1

T-163,250

I hereby state that I will comply with Citation Forfeiture

No. E-4292, dated 5-3-91, and herewith

pay a fine in the sum of \$ 1,500.00

Alec Albert Stein dba
WESTERN REFRIGERATED TRANSPORT, Inc

(Name of Carrier)

Alec Stein PRES
(Signature) (Title)

May 3, 1991
(Date)