

MEMORANDUM

Date : April 2, 1992
To : The Commission
(Meeting of April 8, 1992)
From : Jim Diani, Principal *Jim Diani*
Tariff and License Branch
Subject : CA-2

RESOLUTION NO. OCR-1044 ORDER CANCELING COMMON CARRIER
TARIFFS, COMMON CARRIER CONTRACTS, AND SPECIAL CONTRACTS
WHICH HAVE BEEN TEMPORARILY SUSPENDED FOR VIOLATION OF
D.90-02-021.

OCR 1 Viking Freight System, Inc.
Special Contract T-84,649-3996 does not contain the signature of
the carrier as required by Rule 6.6(a) of General Order 147-C.

OCR 2 D & V Transportation
Carrier filed Common Carrier Contract T-157,251-1 without having
the requisite authority.

OCR 3 Tim Ingraham Trucking
Carrier failed to show evidence of substantial shipper obligation
in Contract T-119,021-1 as required for a special contract.

OCR 4 PST Vans, Inc.
Carrier filed Common Carrier Contract T-168,561-1 without having
the requisite operating authority and did not include the correct
Cal T number in Contract T-168,561-1.

OCR 5 PST Vans, Inc.
Carrier filed Common Carrier Contract T-168,561-2 without having
the requisite operating authority and did not include the correct
Cal T number in Contract T-168,561-2.

OCR 6 PST Vans, Inc.
Carrier filed Common Carrier Contract T-168,561-4 without having
the requisite operating authority and did not include the correct
Cal T number in Contract T-168,561-4.

OCR 7 Erito-Lay
Special Contract T-146,070-113 failed to show evidence of
substantial shipper obligation and specific termination date in
Contract T-146,070-113.

Memo To Commission
(Meeting of April 8, 1992)
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OCR 8 Con-Way Western Express, Inc.
Special Contract T-140,218-05916 failed to show evidence of
substantial shipper obligation in Contract T-140,218-05916.

OCR 9 T. F. Boyle Transport
Carrier filed Common Carrier Contract T-169,341 and failed to
include CA PUC number in tariff and failed to submit tariff in
proper format as required for a common carrier tariff.

OCR 10 PST Vans, Inc.
Carrier filed Common Carrier Contract T-168,561-7 without having
the requisite operating authority and did not include the correct
Cal T number in Contract T-168,561-7.

OCR 11 PST Vans, Inc.
Carrier filed Common Carrier Contract T-168,561-10 without having
the requisite operating authority and did not include the correct
Cal T number in Contract T-168,561-10.

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Resolution No. OCR-1044
Transportation Division
April 8, 1992

RESOLUTION

RESOLUTION NO. OCR-1044 ORDER CANCELING COMMON
CARRIER TARIFFS, COMMON CARRIER CONTRACTS, AND SPECIAL
CONTRACTS WHICH HAVE BEEN TEMPORARILY SUSPENDED FOR
VIOLATIONS OF D.90-02-021

The common carrier tariffs, common carrier contracts, and special contracts listed below violate Commission Decision (D.) 90-02-021 and have been suspended. These rate filings have not been amended or corrected and will go into effect at the end of the suspension period, unless the Commission orders these rate filings to be canceled.

Rate Canceling
Order

Rate filing By:

OCR No. 1	Viking Freight System, Inc. T-84,649 Special Contract T-84,649-3996
OCR No. 2	D & V Transportation T-157,251 Common Carrier Contract T-157,251-1
OCR No. 3	Tim Ingraham Trucking T-119,021 Special Contract T-119,021-1
OCR No. 4	PST Vans, Inc. T-168,561 Common Carrier Contract T-168,561-1
OCR No. 5	PST Vans, Inc. T-168,561 Common Carrier Contract T-168,561-2
OCR No. 6	PST Vans, Inc. T-168,561 Common Carrier Contract T-168,561-4
OCR No. 7	Frito-Lay T-146,070 Special Contract T-146,070-113

Resolution No. OCR 1044
April 8, 1992

OCR No. 8	Con-Way Western Express, Inc. T-140,218 Special Contract T-140,218-05916
OCR No. 9	T. F. Boyle Transport T-169,341 Tariff (No CA PUC Number)
OCR No. 10	PST Vans, Inc. T-168,561 Common Carrier Contract T-168,561-7
OCR No. 11	PST Vans, Inc. T-168,561 Common Carrier Contract T-168,561-10

Findings of Fact

1. The rate filings listed above violate D.90-02-021.
2. The above rate filings were suspended and will go into effect at the end of the suspension period, unless the Commission orders these rate filings canceled.
3. This Commission meeting is the last meeting of the Commission scheduled before the above rate filings will go into effect.
4. A public hearing is not necessary.

Conclusion of Law

These filings should be canceled.

IT IS ORDERED that:

1. The above rate filings are canceled as specified in the orders canceling rates attached.
2. The Executive Director shall serve a copy of this Resolution on the carriers listed above.

I hereby certify that this Resolution was adopted by the Public Utilities Commission at its regular meeting on April 8, 1992. The following Commissioners approved it:

DANIEL Wm. FESSLER
President
JOHN B. O'BRIEN
PATRICIA M. ECKERT
NORMAN D. SHUMWAY
Commissioners


NEAL J. SHULMAN
Executive Director

Order No. OCR 1

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Special Contract T-84,649-3996)	Order Canceling Rate
Viking Freight System, Inc.)	
411 E. Plumeria Drive, Suite 148)	(Filing Numbered Same as
San Jose, CA 95134)	Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-84,649-3996 is ordered canceled and will not go into effect April 16, 1992.

A special contract must include the carrier's signature. Viking Freight System, Inc., filed special contract number T-84,649-3996 with Process Equipment, which did not include the carrier's signature required by Rule 6.6 (a) of General Order 147-C.

This contract was listed on the Commission's Daily Transportation Calendar on March 2, 1992 and was suspended on March 17, 1992 for 30 days.

This order is issued APR 08 1992, by the Public Utilities Commission of the State of California by the adoption of Resolution No. OCR-1044 of which this order is a part.



Executive Director of the
Public Utilities Commission

Order No. OCR 2

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

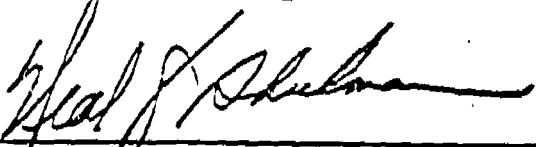
Common Carrier Contract T-157,251-1)	Order Canceling Rate
D & V Transportation)	
P.O. Box 712)	(Filing Numbered Same as
Chino, CA 91710)	Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Common Carrier Contract T-157,251-1 is ordered canceled and will not go into effect April 24, 1992.

Common Carrier Contracts can be implemented only by those carriers that hold Highway Common Carrier authority. D & V Transportation does not hold Highway Common Carrier authority.

This contract was listed on the Commission's Daily Transportation Calendar on March 25, 1992 and was suspended March 25, 1992 for 30 days.

This order is issued APR 08 1992, by the Public Utilities Commission of the State of California by the adoption of Resolution No. OCR-1044 of which this order is a part.



Executive Director of the
Public Utilities Commission.

Order No. OCR 3

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Special Contract T-119,021-1)	Order Canceling Rate
Tim Ingraham Trucking)	
P.O. Box 1536)	(Filing Numbered Same as
Williams, CA 95987)	Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-119,021-1 with Williams Rice Milling Company is ordered canceled and will not go into effect April 17, 1992.

Special contracts must include evidence of substantial shipper obligation in the contract. To meet this requirement the contract must either provide for the carrier to earn a minimum of \$1,000 per month for delivered transportation services, or the contract must call for substantial shipper obligations not normally provided under common carrier tariff rates by any carrier. The carrier failed to provide in the contract evidence of substantial shipper obligations as required by Rule 3.17 of General Order 147-C.

The contract was listed on the Commission's Daily Transportation Calendar on March 13, 1992 and was suspended on March 17, 1992 for 30 days. The contract was suspended because it did not include evidence of substantial shipper obligation as required by Rule 6.14 of General Order 147-C.

This order is issued APR 08 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1044 of which this order is a part.



Executive Director of the
Public Utilities Commission

Order No. OCR 4

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Common Carrier Contract T-168,561-1)	Order Canceling Rate
PST Vans, Inc.)	
P.O. Box 26857)	(Filing Numbered Same as
Salt Lake City, UT 84126)	Order Number Above)

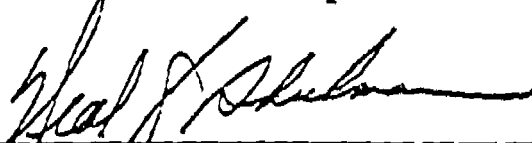
In conformity with the findings and order made by the Commission in a resolution entered this day, Common Carrier Contract T-168,561-1 with Ralph's Grocery Company is ordered canceled and will not go into effect April 25, 1992.

Common Carrier Contracts can only be implemented by those carriers that hold Highway Common Carrier authority. PST Vans, Inc. does not hold Highway Common Carrier authority.

Furthermore, Common Carrier Contracts must contain the carrier's correct Cal T number. This contract contained an incorrect Cal T number.

This contract was listed on the Commission's Daily Transportation Calendar on March 20, 1992 and was suspended on March 26, 1992 for 30 days.

This order is issued APR 08 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1044 of which this order is a part.



Executive Director of the
Public Utilities Commission

Order No. OCR 5

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Common Carrier Contract T-168,561-2)	Order Canceling Rate
PST Vans, Inc.)	
P.O. Box 26857)	(Filing Numbered Same as
Salt Lake City, UT 84126)	Order Number Above)

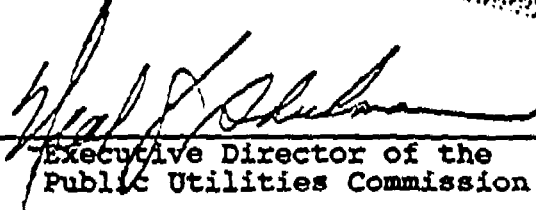
In conformity with the findings and order made by the Commission in a resolution entered this day, Common Carrier Contract T-168,561-2 with Tropicana Products is ordered canceled and will not go into effect April 25, 1992.

Common Carrier Contracts can only be implemented by those carriers that hold Highway Common Carrier authority. PST Vans, Inc. does not hold Highway Common Carrier authority.

Furthermore, Common Carrier Contracts must contain the carrier's correct Cal T number. This contract contained an incorrect Cal T number.

This contract was listed on the Commission's Daily Transportation Calendar on March 20, 1992 and was suspended on March 26, 1992 for 30 days.

This order is issued APR 08 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1044 of which this order is a part.



Executive Director of the
Public Utilities Commission

Order No. OCR 6

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Common Carrier Contract T-168,561-4)	Order Canceling Rate
PST Vans, Inc.)	
P.O. Box 26857)	(Filing Numbered Same as
Salt Lake City, UT 84126)	Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Common Carrier Contract T-168,561-4 with Van Camp's Seafood is ordered canceled and will not go into effect April 25, 1992.

Common Carrier Contracts can only be implemented by those carriers that hold Highway Common Carrier authority. PST Vans, Inc. does not hold Highway Common Carrier authority.

Furthermore, Common Carrier Contracts must contain the carrier's correct Cal T number. This contract contained an incorrect Cal T number.

This contract was listed on the Commission's Daily Transportation Calendar on March 20, 1992 and was suspended on March 26, 1992 for 30 days.

This order is issued APR 08 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1044 of which this order is a part.



Executive Director of the
Public Utilities Commission

Order No. OCR 7

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Special Contract T-146,070-113)	Order Canceling Rate
Frito-Lay, Inc.)	
600 Garner Rd.)	(Filing Numbered Same as
Modesto, CA 95354)	Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-146,070-113 with California Commissary is ordered canceled and will not go into effect April 29, 1992.

Special Contracts must include evidence of substantial shipper obligations in the contract. To meet this requirement the contract must either provide for the carrier to earn a minimum of \$1,000 per month for delivered transportation services, or the contract must call for substantial shipper obligations not normally provided under common carrier tariff rates by any carrier. The carrier failed to provide in the contract evidence of substantial shipper obligations as required by Rule 3.17 of General Order 147-C.

Special Contracts also must contain a specific termination date as stated in Rule 6.3 of General Order 147-C. Furthermore, contract service shall not be made effective for more than one year. This contract made no provision for expiration of service.

This contract was listed on the Commission's Daily Transportation Calendar on March 23, 1992 and was suspended on March 30, 1992 for 30 days.

This order is issued APR 08 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1044 of which this order is a part.



Executive Director of the
Public Utilities Commission

Order No. OCR 8

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Special Contract T-140,218-05916)
Con-Way Western Express, Inc.)
12903 Lakeland Road)
Sante Fe Springs, CA 90670)

Order Canceling Rate
(Filing Numbered Same as
Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-140,218-05916 with McMaster Carr is ordered canceled and will not go into effect April 30, 1992.

Special contracts must include evidence of substantial shipper obligation in the contract. To meet this requirement the contract must either provide for the carrier to earn a minimum of \$1,000 per month for delivered transportation services, or the contract must call for substantial shipper obligations not normally provided under common carrier tariff rates by any carrier. The carrier failed to provide in the contract evidence of substantial shipper obligations as required by Rule 3.17 of General Order 147-C.

This contract was listed on the Commission's Daily Transportation Calendar on March 26, 1992 and was suspended on March 31, 1992 for 30 days.

This order is issued APR 08 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1044 of which this order is a part.



Executive Director of the
Public Utilities Commission

Order No. OCR 9

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Common Carrier Tariff Filing)	Order Canceling Rate
T. F. Boyle Transportation, Inc.)	(Filing Numbered Same as
15 Riverhurst Rd.)	Order Number Above)
Billerica, MA 01821)	

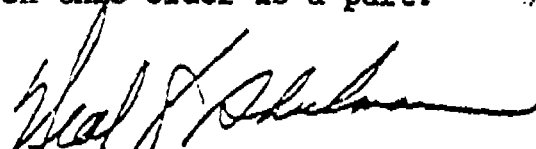
In conformity with the findings and order made by the Commission in a resolution entered this day, T. F. Boyle Transportation, Inc. Tariff (Local Class Rate Tariff not numbered) is ordered canceled and will not go into effect April 26, 1992.

Tariff filings must include a CA PUC number as required by Rule 6.5 of General Order 80-C. This tariff filing does include a CA PUC number.

Tariff filings also must be filed in the proper format as described in Rule 6 of General Order 80-C. This tariff filing does not follow proper format.

This tariff was listed on the Commission's Daily Transportation Calendar on March 20, 1992 and was suspended on March 27, 1992 for 30 days.

This order is issued APR 08 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1044 of which this order is a part.



Executive Director of the
Public Utilities Commission

Order No. OCR 10

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Common Carrier Contract T-168,561-7)	Order Canceling Rate
PST Vans, Inc.)	
P.O. Box 26857)	(Filing Numbered Same as
Salt Lake City, UT 84126)	Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Common Carrier Contract T-168,561-7 with Lucky Stores is ordered canceled and will not go into effect May 1, 1992.

Common Carrier Contracts can only be implemented by those carriers that hold Highway Common Carrier authority. PST Vans, Inc. does not hold Highway Common Carrier authority.

Furthermore, Common Carrier Contracts must contain the carrier's correct Cal T number. This contract contained an incorrect Cal T number.

The contract was listed on the Commission's Daily Transportation Calendar on March 31, 1992 and was suspended on April 1, 1992 for 30 days.

This order is issued APR 08 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1044 of which this order is a part.



Executive Director of the
Public Utilities Commission

Order No. OCR 11

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Common Carrier Contract T-168,561-10)	Order Canceling Rate
PST Vans, Inc.)	
P.O. Box 26857)	(Filing Numbered Same as
Salt Lake City, UT 84126)	Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Common Carrier Contract T-168,561-10 with Hunt-Wesson, Inc. is ordered canceled and will not go into effect May 1, 1992.

Common Carrier Contracts can only be implemented by those carriers that hold Highway Common Carrier authority. PST Vans, Inc. does not hold Highway Common Carrier authority.

Furthermore, Common Carrier Contracts must contain the carrier's correct Cal T number. This contract contained an incorrect Cal T number.

The contract was listed on the Commission's Daily Transportation Calendar on March 31, 1992 and was suspended on April 1, 1992 for 30 days.

This order is issued APR 08 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1044 of which this order is a part.



Executive Director of the
Public Utilities Commission