

MEMORANDUM

Date : June 12, 1992
To : The Commission
(Meeting of June 17, 1992)
From : Jim Diani, Principal
Tariff and License Branch

File No.:

Subject : CA-2

RESOLUTION NO. OCR-1049 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 SAMI Enterprises

Carrier lacked the requisite operating authority (highway common carrier certificate) to file Common Carrier Contract T-172,884-1

OCR 2 Henry C. Golding Enterprises

Special Contract T-173,401-102 has not met the service conditions necessary for special contract filing.

OCR 3 Electronics Van

Special Contract T-145,069-21 has not met the service conditions necessary for special contract filing and no public notice is given.

OCR 4 Conti Trucking, Inc.

Carrier used an incorrect T-number in Special Contract T-133,930-10.

OCR 5 Ryder Distribution Resources, Inc.

Carrier failed to show evidence of substantial shipper obligation in Special Contract T-136,480-23, as required for a special contract.

OCR 6 J & S Distributing

Carrier failed to show evidence of substantial shipper obligation in Contract T-165,236, Amendment A, as required for a special contract.

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Resolution No. OCR-1049
Transportation Division
June 17, 1992

RESOLUTION

RESOLUTION NO. OCR-1049 ORDER CANCELING COMMON
CARRIER TARIFFS, COMMON CARRIER CONTRACTS, AND SPECIAL
CONTRACTS WHICH HAVE BEEN TEMPORARILY SUSPENDED FOR
VIOLATIONS OF D.90-02-021

The 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	SAMI Enterprises T-172,884 Common Carrier Contract T-172,884-1
OCR No. 2	Henry C. Golding Enterprises T-173,401 Special Contract T-173,401-102
OCR No. 3	Electronics Van T-145,069 Special Contract T-145,069-21
OCR No. 4	Conti Trucking, Inc. T-133,930 Special Contract T-133,930-10
OCR No. 5	Ryder Distribution Resources, Inc. T-136,480 Special Contract T-136,480-23
OCR No. 6	J & S Distributing T-165,236 Special Contract T-165,236 Appendix A

Findings of Fact

1. The rate filings listed above violate D.90-02-021.

Resolution No. OCR 1049
June 17, 1992

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.

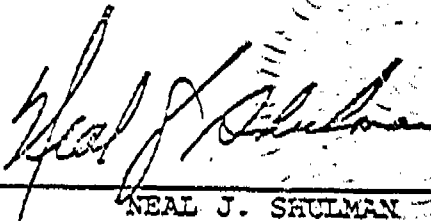
Conclusion of Law

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 June 17, 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

Order No. OCR 1

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

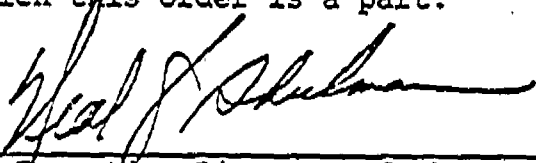
Common Carrier Contract T-172,884-1)	Order Canceling Rate
SAMI Enterprises)	(Filing Numbered Same
285 East Edgemont Drive)	as Order Number Above)
San Bernardino, CA 92404)	

In conformity with the findings and order made by the Commission in a resolution entered this day, Common Carrier Contract T-172,884-1 is ordered canceled and will not go into effect June 29, 1992.

Common carrier contracts may only be filed by highway carriers who hold both highway common carrier certificate and highway contract permit. SAMI Enterprises only holds a permit to operate as a highway contract carrier.

Common Carrier Contract T-172,884-1 with Symcoat was listed on the Commission's Daily Transportation Calendar on May 15, 1992, and suspended on May 29, 1992.

This order issued JUN 17 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution OCR 1049 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

Special Contract T-173,401-102)
Henry C. Golding Enterprises)
549 S. Wisteria)
Bloomington, CA 92316)

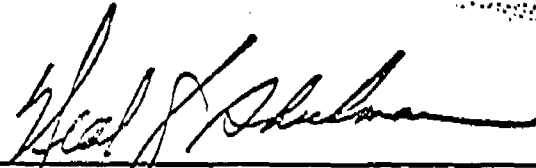
Order Canceling Rate
(Filing Numbered Same as
Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-173,401-102 is ordered canceled and will not go into effect June 29, 1992.

The service or conditions necessary to qualify for special contract filing is not satisfied. Special contract requirement of General Order 147-C, Rule 6.14 is satisfied when the agreement calls for the carrier to earn a minimum of \$1,000 per month of delivered transportation services, or when the contract provides for services not normally rendered by any carrier under common carrier tariff rates.

Special Contract T-173,401-102 with Aggreko, Inc. was listed on the Commission's Daily Transportation Calendar on May 21, 1992, and suspended on May 29, 1992.

This order issued JUN 17 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution OCR 1049 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-145,069-21)
Electronics Van)
P. O. Box 612050)
San Jose, CA 95161-2050)

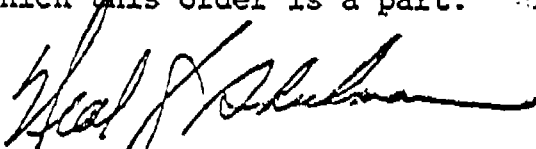
Order Canceling Rate
(Filing Numbered Same as
Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-145,069-21 is ordered canceled and will not go into effect June 29, 1992.

The service or conditions necessary to qualify for special contract filing is not satisfied and no public notice was given. Special contract requirement of General Order 147-C, Rule 6.14 is satisfied when the agreement calls for the carrier to earn a minimum of \$1,000 per month of delivered transportation services or when the contract provides for services not normally rendered by any carrier under common carrier tariff rates. Also, special contracts' effective date cannot be made earlier than 20 days after listing on the Commission's Daily Transportation Calendar.

Special Contract T-145,069-21 with Gestetner Corporation was listed on the Commission's Daily Transportation Calendar on May 21, 1992, and suspended on May 29, 1992.

This order issued JUN 17 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution OCR 1049 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

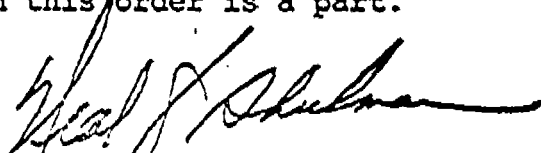
Special Contract T-133,930-10)	Order Canceling Rate
Conti Trucking, Inc.)	
2660 Loomis Road)	(Filing Numbered Same as
Stockton, CA 95205)	Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-133,930-10 with Glass Pak Inc. is ordered canceled and will not go into effect June 25, 1992.

Special Contracts must contain correct T-numbers. This contract contains two different T-numbers on the same rate filing transmittal, one of which was not Conti Trucking, Inc. T-number. This contract was found to be out of compliance with General Order 147-C and therefore was suspended.

This contract was listed on the Commission's Daily Transportation Calendar on May 8, 1992 and was suspended on May 25, 1992 for 30 days.

This order is issued JUN 17 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1049 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

Special Contract T-136,480-23)	Order Canceling Rate
Ryder Distribution Resources, Inc.)	
3600 NW 82nd Avenue)	(Filing Numbered Same as
Miami, FL 33166)	Order Number Above)
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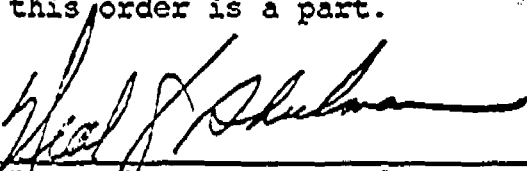
In conformity with the findings and order made by the Commission in a resolution entered this day, the special contract number T-136,480-23 with Zenith Distribution Corporation of Southern California is ordered canceled and will not go into effect June 26, 1992.

Ryder Distribution Resources, Inc., Special Contract T-136,480-23 with Zenith Distribution Corporation of Southern California did not include evidence of substantial shipper obligation nor did it provide for the shipper to earn a minimum of \$1,000 per month for delivered transportation services, as required by General Order 147-C, Rule 6.14. In addition, the contract lacks the specific effective date as required by Rule 8.2 of General Order 147-C.

Special Contract T-136,480-23 with Zenith Distribution Corporation of Southern California was listed on the Commission's Daily Transportation Calendar on May 13, 1992 and suspended on May 27, 1992.

JUN 17 1992

This order issued _____, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1049 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

Special Contracts T-165,236)
See Appendix A)
J & S Distributing)
412 N. Main St.)
Fort Bragg, CA 95437)

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

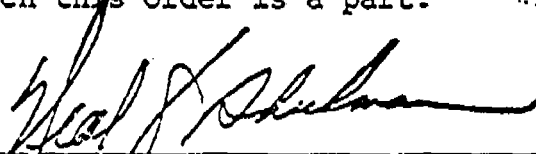
In conformity with the findings and order made by the Commission in a resolution entered this day, the special contracts listed in Appendix A are ordered canceled and will not go into effect June 12, 1992.

The contracts involved did not include evidence of substantial shipper obligation nor provide for the shipper to earn a minimum of \$1,000 per month for delivered transportation services, as required by General Order 147-C, Rule 6.14. In addition, the contracts lack the specific effective date as required by Rule 8.2 of General Order 147-C.

The Special Contracts identified in Appendix A were listed on the Commission's Daily Transportation Calendar on April 27, 1992 and were suspended on May 13, 1992.

JUN 17 1992

This order issued _____, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1049 of which this order is a part.



Executive Director of the
Public Utilities Commission

APPENDIX "A"
To Order No. OCR 6
Resolution No. OCR 1049

SHIPPER	SUFFIX NUMBER
Fuller's Fine Herbs	02
Hot Pepper Jelly	03
Lacoste Meat Co.	05
Little River Inn Mustard	06
Mendocino Mustard	07
Milan Salami Co.	08
Natural Sales Network	09
North Coast Brewing Co.	10
Redwood Paper & Packaging	11
Round Man's Smoke House	13
Woody's Weld-All	14
Fuller's Fine Herbs	15
Little River Inn Mustard	16
Hot Pepper Jelly	17
Mendocino Mustard	20
Natural Sales Network	21
Natural Sales Network	22
Abalone Farm	23
Big Joe California	24