

MEMORANDUM

Date : August 28, 1992  
To : The Commission  
(Meeting of September 2, 1992)  
From : Jim Diani, Principal  
Tariff and License Branch  
Subject : CA-2

RESOLUTION NO. OCR-1053 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 Mike Conrotto Trucking  
Carrier failed to file an amendment prior to the expiration date  
of the contract as required by Rule 6.12 of General Order 147-C.

OCR 2 Mike Conrotto Trucking  
Carrier failed to file an amendment prior to the expiration date  
of the contract as required by Rule 6.12 of General Order 147-C.

OCR 3 Crescent Truck Lines, Inc.  
Carrier failed to submit rates with his contract as required by  
Rule 6.6(g) of General Order 147-C.

OCR 4 Viking Freight System, Inc.  
Carrier failed to file an amendment prior to the expiration date  
of the contract as required by Rule 6.12 of General Order 147-C.

OCR 5 Jesus Gomez Soto  
Carrier failed to file an amendment prior to the expiration date  
of the contract as required by Rule 6.12 of General Order 147-C.

OCR 6 Frito-Lay, Inc.  
The contract was filed in duplicate with 2 different contract  
numbers and one had an effective date of October 3, 1990, and  
failed to observe Rule 6.6(i) of General Order 147-C.

OCR 7 Peter Kooyman Trucking  
The carrier filed contracts with the wrong contract numbers and  
failed to observe Rule 6.8 of General Order 147-C.

OCR 8 CSI/Reeves  
Contract does not contain the shipper and carriers signature as  
required by Rule 6.6(a) of General Order 147-C.

OCR 9 TNT Bestway Transportation  
The tariff filing contains a shipper-specific provision which is prohibited by Commission Decision 90-02-021.

OCR 10 Viking Freight System, Inc.  
Carrier failed to file an amendment prior to the expiration date of the contract as required by Rule 6.12 of General Order 147-C.

OCR 11 Conway Western Express, Inc.  
The carrier failed to include the shipper's signature required by Rule 6.6(a) of General Order 147-C.

OCR 12 Viking Freight System, Inc.  
Carrier failed to file an amendment prior to the expiration date of the contract as required by Rule 6.12 of General Order 147-C.

OCR 13 Viking Freight System, Inc.  
Carrier failed to assign a consecutive contract number and duplicated a current contract number to Special Contract T-84,649-2611.

OCR 14 Contract Transportation Services  
Carrier failed to show evidence of substantial shipper obligation in Special Contract T-135,817-80.

OCR 15 J & J Truck Line, Inc.  
Carrier failed to assign consecutive contract numbers and duplicated current contract numbers to Special Contracts T-69,627-215, T-69,627-216, and T-69,267-217.

OCR 16 J & J Truck Line, Inc.  
Carrier failed to show evidence of substantial shipper obligation in Special Contract T-69,627-214.

OCR 17 Viking Freight System, Inc.  
Carrier failed to extend the contract prior to the termination date in Special Contract T-84,649-2347.

OCR 18 Viking Freight System, Inc.  
Special Contract T-84,649-2759 did not have a consecutive suffix number, as required of a subsequent contract filing.

OCR 19 Tri-J Trucking, Inc.  
Carrier lacked the requisite authority (highway contract permit) to file a special contract.

OCR 20 Ryder Distribution Resources, Inc.  
Carrier failed to observe the procedures for establishing the effective date for a special contract and failed to comply with the special contract renewal procedures in Special Contract T-136,480-27.

OCR 21 S & S Transportation, Inc.  
Carrier failed to 1) cite the source of its equivalent tariff rates in Common Carrier Contract amendments T-121,558-152R1 and T-121,558-153R1 by tariff and item number, 2) failed to comply with the contract renewal procedures, 3) failed to properly number the amendments, and 4) attempted to extend canceled contracts.

OCR 22 Transpro  
Carrier's tariff filing did not observe the 10 day public notice as required.

OCR 23 S. Cargo  
Carrier's tariff filing did not observe the 10 day public notice as required.

OCR 24 A M & S of San Diego, Inc.  
Carrier's tariff filing did not observe the 10 day public notice as required.

OCR 25 TNT Bestway Transportation, Inc.  
Special Contract T-139,846-3453 did not contain the shipper's signature as required.

OCR 26 Rex Smith Trucking  
Carrier failed to show evidence of substantial shipper obligations in Special Contract T-117,834-2 as required for a special contract.

OCR 27 Conway Western Express, Inc.  
Carrier filed an amendment to a contract which is not on file with this Commission.

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Resolution No. OCR-1053  
Transportation Division  
September 2, 1992

R E S O L U T I O N

RESOLUTION NO. OCR-1053 ORDER CANCELING COMMON CARRIER TARIFFS, COMMON CARRIER CONTRACTS, AND SPECIAL CONTRACTS WHICH HAVE BEEN TEMPORARILY SUSPENDED FOR VIOLATIONS OF D.90-02-021

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The common carrier contracts, common carrier tariffs, 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	Mike Conrotto Trucking T-90,899 Special Contract T-90,899-1
OCR No. 2	Mike Conrotto Trucking T-90,899 Special Contract T-90,899-8
OCR No. 3	Crescent Truck Lines, Inc. T-154,407 Special Contract T-154,407-2341
OCR No. 4	Viking Freight System, Inc. T-84,649 Special Contract T-84,649-1873
OCR No. 5	Jesus Gomez Soto T-164,793 Special Contract T-164,793-1
OCR No. 6	Frito-Lay, Inc. T-146,070 Special Contract T-146,070-115
OCR No. 7	Peter Kooyman Trucking, Inc. T-136,734 Special Contracts T-136,734-4, 5, and 6

Resolution No. OCR 1053  
September 2, 1992

OCR No. 8	CSI/Reeves T-159,038 Special Contracts T-159,038-9
OCR No. 9	TNT Bestway Transportation, Inc. T-139,846 CA PUC 6, Items 3768 and 3777
OCR No. 10	Viking Freight System, Inc. T-84,649 Special Contract T-84,649-1760
OCR No. 11	Conway Western Express, Inc. T-140,218 Special Contract T-140,218-4407
OCR No. 12	Viking Freight System, Inc. T-84,649 Special Contract T-84,649-2263
OCR No. 13	Viking Freight System, Inc. T-84,649 Special Contract T-84,649-2611
OCR No. 14	Contract Transportation Services T-135,817 Special Contract T-135,817-80
OCR No. 15	J & J Truck Line, Inc. T-69,627 Special Contracts T-69,627-215 T-69,627-216, and T-69,627-217
OCR No. 16	J & J Truck Line, Inc. T-69,627 Special Contract T-84,627-214
OCR No. 17	Viking Freight System, Inc. T-84,649 Special Contract T-84,649-2347
OCR No. 18	Viking Freight System, Inc. T-84,649 Special Contract T-84,649-2759
OCR No. 19	Tri-J Trucking, Inc. T-125,150 Special Contract T-125,150-4
OCR No. 20	Ryder Distribution Resources, Inc. T-136,480 Special Contract T-136,480-20

Resolution No. OCR 1053  
September 2, 1992

OCR No. 21	S & S Transportation, Inc. T-121,558 Highway Common Carrier Contracts T-121,558-152R1 T-121,558-153R1
OCR No. 22	Transpro T-121,848 CA PUC No. 1, Item 899
OCR No. 23	S. Cargo T-160,566 CA PUC No. 1, Item 313
OCR No. 24	A M & S of San Diego, Inc. T-164,144 CA PUC No. 1, Item 515-1F
OCR No. 25	TNT Bestway Transportation, Inc. T-139,846 Special Contract T-139,846-3453
OCR No. 26	Rex Smith Trucking T-117,834 Special Contract T-117,834-2
OCR No. 27	Conway Western Express, Inc. T-140,218 Special Contract T-140,218-4655

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

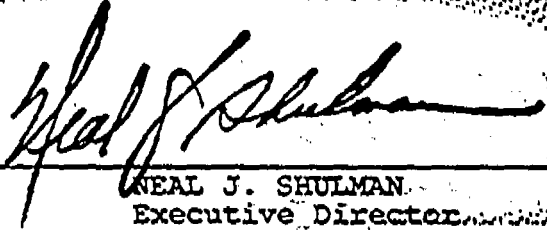
These filings should be ordered canceled.

Resolution No. OCR 1053  
September 2, 1992

IT IS ORDERED that:

1. The above rate filings are canceled as specified in the order 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 September 2, 1992. The following Commissioners approved it:

  
NEAL J. SHULMAN  
Executive Director

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

Commissioner Patricia M. Eckert,  
being necessarily absent, did not  
participate.

Order No. OCR 1

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Special Contract T-90,899-1 )  
Mike Conrotto Trucking )  
6490 Chestnut Street )  
Gilroy, CA 95021 )

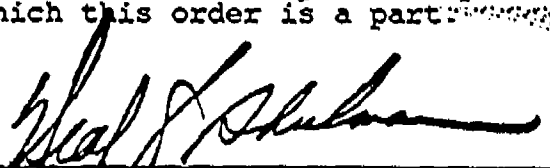
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Order Canceling Rate  
(Filing Numbered Same as  
Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-90,899-1 is ordered canceled and will not go into effect September 4, 1992.

An amendment to a special contract to extend the duration of a contract must be filed prior to its termination. The original contract expired May 27, 1992. Mike Conrotto Trucking filed an amendment to Special Contract number T-90,899-1 with Sysco Corp., which appeared on the Commission's Transportation Calendar July 23, 1992. The amendment to the special contract was suspended on August 5, 1992, for 30 days because it was not filed prior to the termination of the contract as required by Rule 6.12 of General Order 147-C.

This order is issued SEP - 2 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1053 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-90,899-8 )  
Mike Conrotto Trucking )  
6490 Chestnut Street )  
Gilroy, CA 95021 )

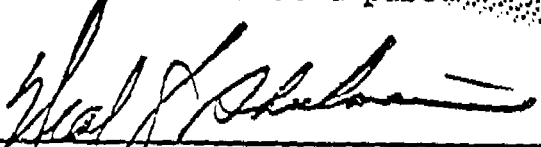
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Order Canceling Rate  
(Filing Numbered Same as  
Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-90,899-8 is ordered canceled and will not go into effect September 4, 1992.

An amendment to a special contract to extend the duration of a contract must be filed prior to its termination. The original contract expired July 2, 1992. Mike Conrotto Trucking filed an amendment to Special Contract number T-90,899-8 with Tropicana Products, Inc., which appeared on the Commission's Transportation Calendar July 27, 1992. The amendment to the special contract was suspended on August 5, 1992, for 30 days because it was not filed prior to the termination of the contract as required by Rule 6.12 of General Order 147-C.

This order is issued SEP - 2 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1053 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

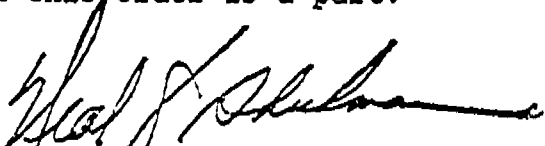
Special Contract T-154,407-2341 )	Order Canceling Rate
Crescent Truck Lines, Inc. )	(Filing Numbered Same as
2480 Whipple Road )	Order Number Above)
Hayward, CA 94544 )	

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In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-154,407-2341 is ordered canceled and will not go into effect September 4, 1992.

Every contract filed shall contain rates stated in their entirety according to Rule 6.6(f) of General Order (GO) 147-C. Crescent Truck Lines filed Special Contract T-154,407-2341 with Galaxy Carpet Mills, which appeared on the Commission's Transportation Calendar August 3, 1992. The contract was suspended for thirty days because it did not contain the rates in Appendix A as the contract indicated, and therefore did not contain any rates as is required by G.O. 147-C.

This order is issued SEP - 2 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1053 of which this order is a part.

  
\_\_\_\_\_  
Executive Director of the  
Public Utilities Commission

Order No. OCR 4

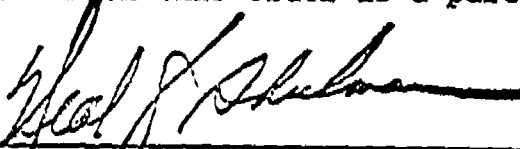
BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Special Contract T-84,649-1873	)	Order Canceling Rate
Viking Freight System, Inc.	)	
411 E. Plumeria Drive, Suite 148	)	(Filing Numbered Same as
San Jose, CA 95134	)	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-84,649-1873 with Jerry Hubbard is ordered canceled and will not go into effect September 13, 1992.

An amendment to a contract cannot become effective after the original contract has expired, as required by Rule 6.12 of General Order 147-C. The original contract expired April 16, 1992. This contract was listed on the Commission's Daily Transportation Calendar on August 5, 1992 and was suspended August 13, 1992.

This order is issued SEP - 2 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR 1053 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-164,793-1  
Jesus Gomez Soto  
2180 Nice Avenue  
Mentone, CA 92359

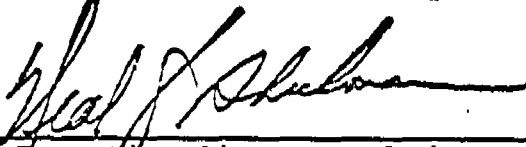
) Order Canceling Rate  
)  
) (Filing Numbered Same as  
) Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, the Special Contract number T-164,793-1 with Hyponex Corporation is ordered canceled and will not go into effect September 13, 1992.

An amendment to a contract cannot become effective after the original contract has expired, as required by Rule 6.12 of General Order 147-C. The original contract expired November 14, 1991. This contract was listed on the Commission's Daily Transportation Calendar on August 5, 1992 and was suspended August 13, 1992.

SEP - 2 1992

This order is issued \_\_\_\_\_, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR 1053 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 Contract T-146,070-115 )	Order Canceling Rate
Frito-Lay, Inc. )	
600 Garner Road )	(Filing Numbered Same as
Modesto, CA 95354 )	Order Number Above)

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In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-146,070-115 with Big T Enterprises is ordered canceled and will not go into effect September 14, 1992.

This contract is ambiguous in its application, in that it has two sections of the same contract with two different contract numbers. The first portion of the contract lists the contract number as T-146,070-115. The second portion of the contract lists the contract number as 349,621-101. The second portion of the contract also lists the effective date as October 3, 1990.

The above conditions are found to be out of compliance with Rule 6.6(i) of General Order 147-C in that "Every contract shall contain such explanatory statements as are necessary to remove all reasonable doubt as to its proper application".

This contract was listed on the Commission's Daily Transportation Calendar on August 13, 1992 and was suspended August 14, 1992.

SEP - 2 1992

This order is issued \_\_\_\_\_, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR 1053 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

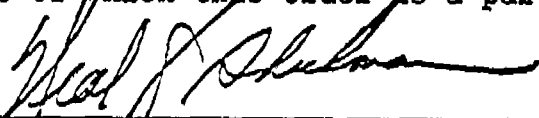
Amendment 1 to Special Contracts )	Order Canceling Rate
T-136,734-4, 5 and 6 )	(Filing Numbered Same as
Peter Kooyman Trucking, Inc. )	Order Number Above)
P. O. Box 1330 )	
Stockton, CA 95201-1330 )	

In conformity with the findings and order made by the Commission in a resolution entered this day, Amendment 1 to Special Contract T-136,734-4, 5 and 6 with ASC Pacific is ordered canceled and will not go into effect September 13, 1992.

The above amendments were submitted with the wrong contract numbers and are found to be out of compliance with Rule 6.8 of General Order 147-C.

These amendments were listed on the Commission's Daily Transportation Calendar on August 5, 1992 and were suspended August 13, 1992.

This order is issued SEP - 2 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR 1053 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

Amendment to Special Contract )  
T-159,038-9 )  
CSI/Reeves )  
5600 Knott Avenue )  
Buena Park, CA 95134 )

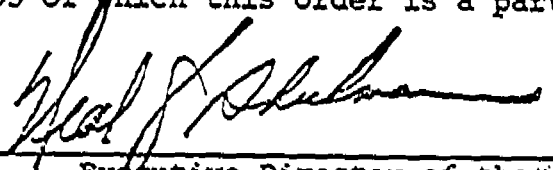
Order Canceling Rate  
(Filing Numbered Same as  
Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Amendment 1 to Special Contract T-159,038-9 is ordered canceled and will not go into effect September 12, 1992.

A special contract must include both the shipper and carrier's signature. The above filed Special Contract number T-159,038-9 did not include the shipper or carrier's signature as required by Rule 6.12 of General Order 147-C.

This contract was listed on the Commission's Daily Transportation Calendar on August 5, 1992 and was suspended August 12, 1992.

This order is issued SEP - 2 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR 1053 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

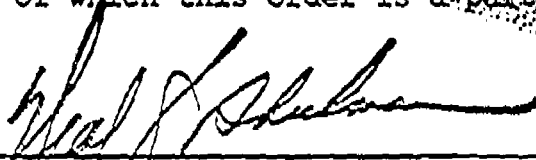
Common Carrier Tariff Filing	)	
Tariff TNBW 700, CA PUC 6,	)	Order Canceling Rate
Items 3768 and 3777	)	
TNT Bestway Transportation, Inc.	)	(Filing Numbered Same as
2633 E. Indian School Road	)	Order Number Above)
Phoenix, AZ 85016	)	

In conformity with the findings and order made by the Commission in a resolution entered this day, TNT Bestway Transportation, Inc., is ordered to cancel Items 3768 and 3777, (2nd Revised Page 461 and 474 of CA PUC 6, Tariff TNBW 700.

Items 3768 and 3777 represent shipper specific or "write-in" type rates. The Commission decreed in Decision 90-02-021 that this type of provision is unduly discriminatory and contrary to PUC Code Section 453 and General Order 80 Series. The annotations contained in these items are not related to any characteristic or condition of the transportation itself.

This filing was listed on the Commission's Daily Transportation Calendar on August 5, 1992 and was suspended for 30 days effective August 12, 1992.

This order is issued SEP - 2 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR 1053 of which this order is a part.

  
\_\_\_\_\_  
Executive Director of the  
Public Utilities Commission



Order No. OCR 10

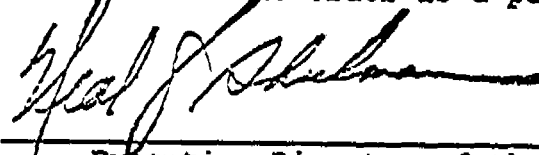
BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Special Contract T-84,649-1760	)	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-84,649-1760 with Kojo is ordered canceled and will not go into effect September 12, 1992.

An amendment to a contract cannot become effective after the original contract has expired, as required by Rule 6.2 of General Order 147-C. The original contract expired March 20, 1992. This contract was listed on the Commission's Daily Transportation Calendar on August 5, 1992 and was suspended August 12, 1992.

This order is issued SEP - 2 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR 1053 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

Special Contract T-140,218-4407	)	Order Canceling Rate
Conway Western Express, Inc.	)	
12903 Lakeland Road	)	(Filing Numbered Same as
Santa Fe Springs, CA 90670	)	Order Number Above

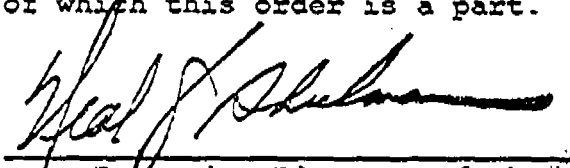
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In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-140,218-4407 is ordered canceled and will not go into effect September 6, 1992.

The special contract did not include the shipper's signature as required by Rule 6.6(a) of General Order 147-C.

This contract was listed on the Commission's Daily Transportation Calendar on July 17, 1992 and was suspended August 6, 1992.

This order is issued SEP - 2 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR 1053 of which this order is a part.

  
\_\_\_\_\_  
Executive Director of the  
Public Utilities Commission

Order No. OCR 12

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Special Contract T-84,649-2263	)	Order Canceling Rate
Viking Freight System, Inc.	)	
411 E. Plumeria Drive, Suite 148	)	(Filing Numbered Same as
San Jose, CA 95134	)	Order Number Above)

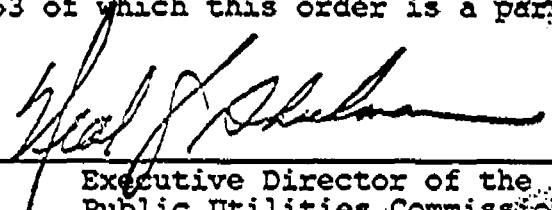
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In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-84,649-2263 with AG Parts Service/Waterway Irrigation is ordered canceled and will not go into effect September 5, 1992.

The amendment to the above special contract cannot become effective after the original contract has expired, and is out of compliance with Rule 6.12 of General Order 147-C. The original contract expired June 19, 1992. This contract was listed on the Commission's Daily Transportation Calendar on July 30, 1992 and was suspended August 5, 1992.

SEP - 2 1992

This order is issued \_\_\_\_\_, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR 1053 of which this order is a part.

  
\_\_\_\_\_  
Executive Director of the  
Public Utilities Commission

Order No. OCR 13

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Special Contract T-84,649-2611	)	Order Canceling Rate
Viking Freight System, Inc.	)	
411 E. Plumeria Drive, Suite 148	)	(Filing Numbered Same as
San Jose, CA 95134	)	Order Number Above)

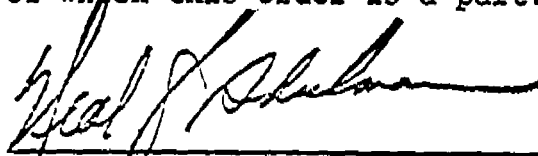
In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-84,649-2611 with Bingotech Equipment is ordered canceled and will not go into effect September 5, 1992.

Special contracts must bear consecutive suffix numbers per General Order 147-C, Rule 6.8. Special Contract T-84,649-2611 was previously filed by Viking Freight Systems naming another shipper.

Viking Freight System Special Contract T-84,649-2611 was listed on the Commission's Daily Transportation Calendar August 3, 1992 and was suspended on August 5, 1992.

SEP - 2 1992

This order is issued \_\_\_\_\_, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1053 of which this order is a part.

  
\_\_\_\_\_  
Executive Director of the  
Public Utilities Commission

Order No. OCR 14

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Special Contract T-135,817-80	)	Order Canceling Rate
Contract Transportation Services	)	
2071 Ringwood Avenue	)	(Filing Numbered Same as
San Jose, CA 95131	)	Order Number Above)
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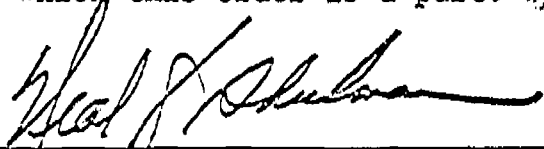
In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-135,817-80 with Apple Computer, Inc., is ordered canceled and will not go into effect September 28, 1992.

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 call for substantial shipper obligations not normally provided under Common Carrier Tariff rates by any carrier per Rule 3.17 of General Order 147-C. Special Contract T-135,817-80 specifies that the shipper shall generate for the carrier a monthly average of \$500 of revenue.

Contract Transportation Services Special Contract T-135,817-80 was further suspended on the Commission's Daily Transportation Calendar of August 28, 1992.

SEP - 2 1992

This order is issued \_\_\_\_\_, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1053 of which this order is a part.



Executive Director of the  
Public Utilities Commission

Order No. OCR 15

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Special Contracts T-69,627-215, 216 and 217 J & J Truck Line, Inc. P.O. Box 610697 San Jose, CA 95161	)	Order Canceling Rate
	)	(Filing Numbered Same
	)	Order Number Above)

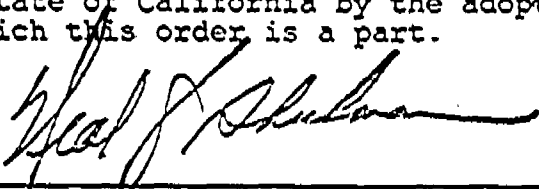
In conformity with the findings and order made by the Commission in a resolution entered this day, the special contracts named in Attachment A are ordered canceled and will not go into effect September 11, 1992.

General Order 147-C, Rule 6.8 specifies that each carrier shall issue contracts with a suffix number beginning with the number 1 and that subsequent contracts shall bear consecutive suffix numbers. The contract numbers specified in this OCR have been used previously.

J & J Truck Line, Inc., filed Special Contracts T-69,627-215, 216 and 217, which appeared on the Commissions Daily Transportation Calendar August 3, 1992. The contracts were suspended on August 11, 1992.

SEP - 2 1992

This order is issued \_\_\_\_\_, by the Public Utilities Commission of the State of California by the adoption of Resolution No. OCR-1053 of which this order is a part.

  
\_\_\_\_\_  
Executive Director of the  
Public Utilities Commission

OCR 15  
September 2, 1992

ATTACHMENT A

J & J Truck Line, Inc.      CAL T-69,627

SUFFIX NUMBER	SHIPPER	CANCELLATION DATE
215	Grundfos Pump & Supply Co.	September 2, 1992
216	San Jose Boiler Works	September 2, 1992
217	Huntington Pacific Ceramics	September 2, 1992

Order No. OCR 16

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Special Contract T-69,627-214 )  
J & J Truck Line, Inc. )  
P. O. Box 610697 )  
San Jose, CA 95161 )

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

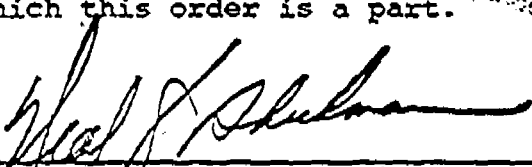
In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-69,627-214 is ordered canceled and will not go into effect September 11, 1992.

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 per Rule 3.17 of General Order 147-C. In addition, the contract may not be automatically renewed for more than one year without an amendment being filed with the CPUC per Rule 6.3 of General Order 147-C. J & J Truck Line, Inc., filed Special Contract number T-69,627-214 with State Compensation Insurance Fund, San Francisco.

This contract was listed on the Commission's Daily Transportation Calendar on August 7, 1992 and was suspended for 30 days effective August 11, 1992.

SEP - 2 1992

This order is issued \_\_\_\_\_, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1053 of which this order is a part.

  
\_\_\_\_\_  
Executive Director of the  
Public Utilities Commission



Order No. OCR 17

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Addendum No. 2	)	Order Canceling Rate
Special Contract T-84,649-2347	)	
Viking Freight System, Inc.	)	(Filing Numbered Same as
411 E. Plumeria Drive, Suite 148	)	Order Number Above)
San Jose, CA 95134	)	

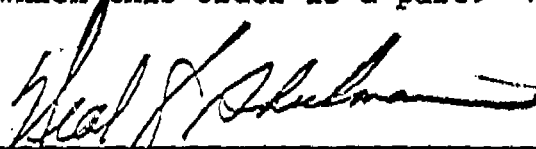
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In conformity with the findings and order made by the Commission in a resolution entered this day, Addendum No. 2 to Special Contract T-84,649-2347 is ordered canceled and will not go into effect September 14, 1992.

An amendment to a special contract to extend the duration of a contract must be filed prior to its termination. The original contract expired July 16, 1992. Viking Freight System, Inc., filed Addendum No. 2 to Special Contract number T-84,649-2347 with Chevron USA, which appeared on the Commission's Transportation Calendar August 12, 1992. The amendment to the special contract was suspended on August 14, 1992, for 30 days because it was not filed prior to the termination of the contract, required by Rule 6.12 of General Order 147-C.

SEP - 2 1992

This order is issued \_\_\_\_\_, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1053 of which this order is a part.



\_\_\_\_\_  
Executive Director of the  
Public Utilities Commission

Order No. OCR 18

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

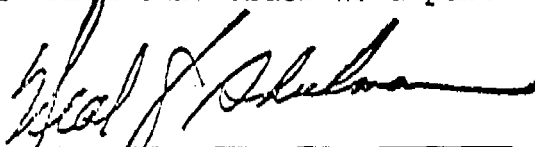
Special Contract T-84,649-2759	)	Order Canceling Rate
Viking Freight System, Inc.	)	
411 E. Plumeria Drive, Suite 148	)	(Filing Numbered Same as
San Jose, CA 95134	)	Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Contract T-84,649-2759 is ordered canceled and will not go into effect September 13, 1992.

A subsequent special contract must contain a consecutive suffix number. Viking Freight System, Inc., filed Special Contract number T-84,649-2759 with Morton International, which did not contain a consecutive suffix number, as required by Rule 6.8 of General Order 147-C.

The filing was listed on the Commission's Daily Transportation Calendar on August 12, 1992 and was suspended for 30 days effective August 13, 1992.

This order is issued SEP - 2 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1053 of which this order is a part.

  
\_\_\_\_\_  
Executive Director of the  
Public Utilities Commission

Order No. OCR 19

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

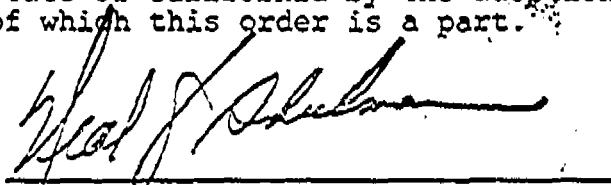
Special Contract T-125,150-4	)	Order Canceling Rate
Tri-J-Trucking, Inc.	)	
34343 Zwissig Way	)	(Filing Numbered Same as
Union City, CA 94587	)	Order Number Above)
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In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-125,150-4 is ordered canceled and will not go into effect September 14, 1992.

Tri-J-Trucking, Inc., filed Special Contract number T-125,150-4 with T-Marzetti Company in violation of Public Utilities Code 3517, 3775 and General Order 147-C. The carrier's permit to operate as a contract carrier was revoked on August 7, 1992. Until another permit is issued, the carrier is prohibited from engaging in contract carriage. General Order 147-C specifies that special contracts can be filed only by highway carriers who hold contract carrier authority as defined in Code Section 3517.

The filing was listed on the Commission's Daily Transportation Calendar on August 7, 1992 and was suspended for 30 days effective August 14, 1992.

This order is issued SEP - 2 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1053 of which this order is a part.

  
\_\_\_\_\_  
Executive Director of the  
Public Utilities Commission

Order No. OCR 20

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Special Contract T-136,480-20 )  
Ryder Distribution Resources, Inc. )  
3600 NW 82nd Avenue )  
Miami, FL 33166 )

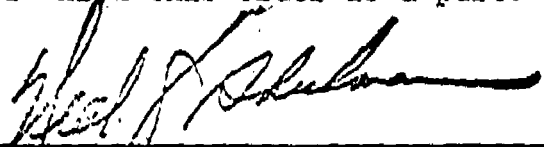
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Order Canceling Rate  
(Filing Numbered Same as  
Order Number Above)

In conformity with the findings and order made by this Commission, in a resolution entered this day, Special Contract T-136,480-20 is ordered canceled and will not go into effect on September 11, 1992.

Special contracts may not be effective earlier than 20 days after listing on the Commission's Daily Transportation Calendar, and they can only be renewed upon the filing of an amendment with the Commission as provided for in General Order 147-C. Special Contract T-136,480-20 with Campbell's Fresh, Inc., appeared on the Commission's Daily Transportation Calendar on August 6, 1992, and was suspended August 10, 1992, for 30 days because it cited an effective date of July 6, 1992, and because it contained an automatic renewal clause with no mention of the requirement of filing an amendment for renewal with this Commission.

This order is issued SEP - 2 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR 1053 of which this order is a part.

  
\_\_\_\_\_  
Executive Director of the  
Public Utilities Commission

Order No. OCR 21

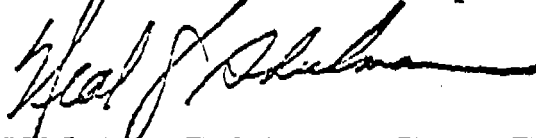
BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Common Carrier Contract Amendments )	Order Canceling Rate
to T-121,558-152R1 and 153R1 )	
S & S Transportation, Inc. )	(Filing Numbered Same as
321 S. Malt Avenue/P. O. Box 911206 )	Order Number Above)
Commerce, CA 90091 )	

In conformity with the findings and order made by this Commission, in a resolution entered this day, Common Carrier Contract Amendments T-121,558-152R1 and T-121,558-153R1 are ordered canceled and will not go into effect on September 5, 1992.

Common carrier contracts must cite the source of the carrier's equivalent tariff rates by tariff and item number(s), may not be extended by automatic renewal clauses, and may not contain alphanumeric suffix numbers in their contract number designation. S & S Transportation, Inc., filed Common Carrier Contract number T-121,558-152R1 and T-121,558-153R1 with Van Den Bergh Foods Company, both of which appeared on the Commission's Daily Transportation Calendar on July 27, 1992. The contract amendments were suspended on August 4, 1992, for 30 days because they did not cite the source of the carrier's equivalent rates, contained automatic renewal clauses, contained alphanumeric suffix numbers in their contract number, all violations of Decision 90-02-021, and because the original contracts which were being amended both expired on December 31, 1991.

This order is issued SEP - 2 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR 1053 of which this order is a part.

  
\_\_\_\_\_  
Executive Director of the  
Public Utilities Commission

Order No. OCR 22

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Common Carrier Tariff Filing )  
Tariff LFT No. 1, CA PUC 1 )  
Item 899, Fourth Revised Page 2 and )  
Second Revised Page 79 )  
Transpro )  
P. O. Box 1274 )  
Clovis, CA 93613 )

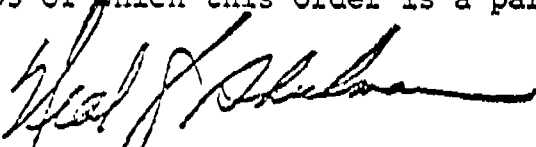
Order Canceling Rate  
(Filing Numbered Same as  
Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Transpro is ordered to cancel LFT No. 1, Item 899, Fourth Revised Page 2 and Second Revised Page 79 by September 14, 1992.

The 10 day public notice period required by Rule 8.1 of General Order 147-C was not observed.

The filing was listed on the Commission's Daily Transportation Calendar on August 11, 1992 and was suspended for 30 days effective August 14, 1992.

This order is issued SEP - 2 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR 1053 of which this order is a part.

  
\_\_\_\_\_  
Executive Director of the  
Public Utilities Commission

Order No. OCR 23

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Common Carrier Tariff Filing )  
CAL PUC No. 1, Item 313 )  
S Cargo )  
P. O. Box 20206 )  
El Cajon, CA 92020 )  

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

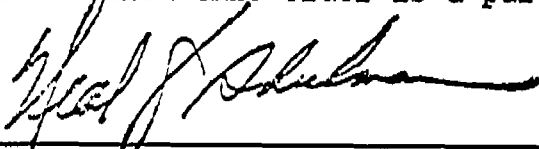
In conformity with the findings and order made by the Commission in a resolution entered this day, S Cargo is ordered to cancel CAL PUC No. 1, Item 313, by September 14, 1992.

The 10 day public notice period required by Rule 8.1 of General Order 147-C was not observed.

The filing was listed on the Commission's Daily Transportation Calendar on August 11, 1992 and was suspended for 30 days effective August 14, 1992.

SEP - 2 1992

This order is issued \_\_\_\_\_, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR 1053 of which this order is a part.



Executive Director of the  
Public Utilities Commission

Order No. OCR 24

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

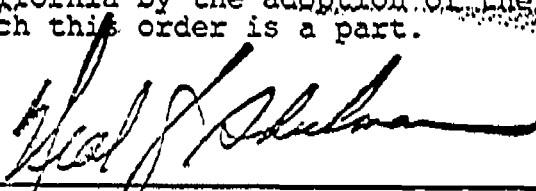
Common Carrier Tariff Filing )	Order Canceling Rate
CAL PUC No. 1, Item 515-1F )	
A M & S of San Diego, Inc. )	(Filing Numbered Same as
505 South Pacific Street )	Order Number Above)
San Marcos, CA 92069 )	

In conformity with the findings and order made by the Commission in a resolution entered this day, A M & S of San Diego, Inc., is ordered to cancel CAL PUC No. 1, Item 515-1F, by September 14, 1992.

The 10 day public notice period required by Rule 8.1 of General Order 147-C was not observed.

The filing was listed on the Commission's Daily Transportation Calendar on August 11, 1992 and was suspended for 30 days effective August 14, 1992.

This order is issued SEP - 2 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR 1053 of which this order is a part.



Executive Director of the  
Public Utilities Commission



Order No. OCR 25

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Special Contract T-139,846-3453	)	Order Canceling Rate
TNT Bestway Transportation, Inc.	)	
2633 East Indian School Rd.	)	(Filing Numbered Same as
Phoenix, AZ 85016	)	Order Number Above)

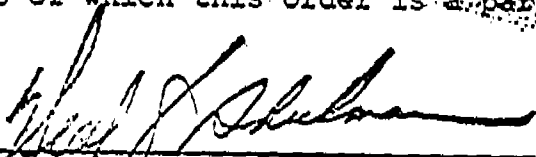
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In conformity with the findings and order made by the Commission in a resolution entered this day, the Special Contract number T-139,846-3453 with Sun Refining Marketing is ordered canceled and will not go into effect September 14, 1992.

The contract does not contain the signature of the carrier and shipper as required by Rule 6.6(b) of General Order 147-C.

The filing was listed on the Commission's Daily Transportation Calendar on August 11, 1992 and was suspended for 30 days effective August 14, 1992.

This order is issued SEP - 2 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR 1053 of which this order is a part.

  
\_\_\_\_\_  
Executive Director of the  
Public Utilities Commission

Order No. OCR 26

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Special Contract T-117,834-2 )  
Rex Smith Trucking )  
Ft. Bragg, CA 95437 )  

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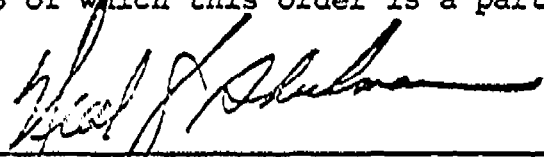
Order Canceling Rate  
(Filing Numbered Same as  
Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, the Special Contract number T-117,834-2 with Wendling-Nathan Co. is ordered canceled and will not go into effect September 14, 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 filing was listed on the Commission's Daily Transportation Calendar on August 11, 1992 and was suspended for 30 days effective August 14, 1992.

This order is issued SEP - 2 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR 1053 of which this order is a part.



Executive Director of the  
Public Utilities Commission

Order No. OCR 27

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

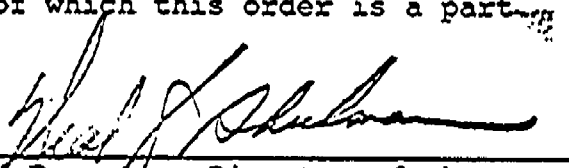
Special Contract T-140,218-4655	)	Order Canceling Rate
Conway Western Express	)	
12903 Lakeland Road	)	(Filing Numbered Same as
Santa Fe Springs, CA 90670	)	Order Number Above)
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In conformity with the findings and order made by the Commission in a resolution entered this day, Amendment to Special Contract T-140,218-4655 with 3-Koam Company is ordered canceled and will not go into effect September 18, 1992.

The amendment to the above special contract cannot become effective after the original contract has expired, and is out of compliance with Rule 6.12 of General Order 147-C.

This contract was listed on the Commission's Daily Transportation Calendar on August 5, 1992 and was suspended August 18, 1992.

This order is issued SEP - 2 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR 1053 of which this order is a part.

  
\_\_\_\_\_  
Executive Director of the  
Public Utilities Commission