

MEMORANDUM

Date : October 20, 1992

To : The Commission  
(Commission Meeting of October 21, 1992)

From : William R. Schulte, Director *WRS*  
Transportation Division

Subject : CA-2. Resolution No. OCR-1056

OCR 13 (Viking Freight System, Inc., Special Contract Number T-84,649-2305, Amendment 1) should be withdrawn from Resolution No. OCR-1056. The carrier has filed an acceptable amendment.

OCR 15 (Ferguson Trucking, Inc., Special Contract Number T-174,216-1) should be withdrawn from Resolution No. OCR-1056. The carrier's operating authority has been reinstated from suspension.

Please replace Original Page 2 of the Memorandum and Original Page 2 of Resolution No. OCR-1056 with the attached pages.

MEMORANDUM

Date : October 20, 1992

To : William R. Schulte

From : Dan Callaghan



Subject : CA-2, Resolution No. OCR-1056  
(Commission Meeting of October 21, 1992)

OCR 13 (Viking Freight System, Inc., Special Contract Number T-84,649-2305, Amendment 1) should be withdrawn from Resolution No. OCR-1056. The carrier has filed an acceptable amendment.

OCR 15 (Ferguson Trucking, Inc., Special Contract T-174,216-1) should be withdrawn from Resolution No. OCR-1056. The carrier's operating authority has been reinstated from suspension.

MEMORANDUM

Date : October 16, 1992  
To : The Commission  
(Meeting of October 21, 1992)  
From : Dan Callaghan, *Dan Callaghan*  
Supervising Transportation Rate Expert  
Tariff and License Branch  
Transportation Division  
Subject : CA-2

RESOLUTION NO. OCR-1056 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 National Freight, Inc.

Carrier failed to observe the procedures for establishing the effective date for Special Contract T-173,084-1.

OCR 2 William Irvin Trucking

Carrier failed to show evidence of substantial shipper obligations in Special Contract T-171,462-1.

OCR 3 William Irvin Trucking

Carrier failed to show evidence of substantial shipper obligations in Special Contract T-171,462-2.

OCR 4 Viking Freight System, Inc.

Carrier failed to show evidence of substantial shipper obligations in Special Contract T-84,649-5077.

OCR 5 Abe's Transport

Carrier failed to observe the procedures for establishing suffix numbers as prescribed in General Order 147-C.

OCR 6 Viking Freight System, Inc.

Carrier failed to assign correct suffix number and fails to clearly identify shipper in amendment to Special Contract T-84,649-2961.

OCR 7 Shelmonica Valley Produce

Carrier failed to show evidence of substantial shipper obligation in Special Contract T-161,221-1.

Memo To Commission\*  
(Meeting of October 21, 1992)  
1st Revised Page 2

OCR 8 Osterkamp Trucking, Inc.  
The contract does not contain the effective and termination date.

OCR 9 Conway Western Express, Inc.  
The contract does not include the shipper's signature.

OCR 10 Knight Transportation Inc.  
Carrier failed to observe the procedures for establishing the effective date for Special Contract T-166,103-10.

OCR 11 Pac West, Inc.  
Carrier lacks the requisite operating authority (highway contract carrier permit) to file a Special Contract T-152,413-1.

OCR 12 Viking Freight Systems  
Carrier filed an amendment to an expired contract T-84,649-567.

OCR 13 Withdrawn

OCR 14 Loyola Trucking, Inc.  
Carrier filed a contract with incorrect suffix for Special Contract T-109,811-26.

OCR 15 Withdrawn

OCR 16 Public Freight Service  
Carrier filed an amendment to an expired contract T-147,366-34.

OCR 17 Honorio Trucking Inc.  
Tariff filing contains several violations of General Order 147-C and 80-C.

OCR 18 Rodger Burris Trucking Inc.  
Carrier filed an amendment to an expired contract T-80,988-1.

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Resolution No. OCR-1056  
Transportation Division  
October 16, 1992

R E S O L U T I O N

RESOLUTION NO. OCR-1056 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 filings 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	National Freight, Inc. T-173,084 Special Contract T-173,084-1 Amendment 2
OCR No. 2	William Irvin Trucking T-171,462 Special Contract T-171,462-1
OCR No. 3	William Irvin Trucking T-171,462 Special Contract T-171,462-2
OCR No. 4	Viking Freight System, Inc. T-84,649 Special Contract T-84,649-5077
OCR No. 5	Abes Transport T-172,115 Special Contract T-172,115-3
OCR No. 6	Viking Freight System, Inc T-84,649 Special Contract T-84,649-2961 Amendment 1
OCR No. 7	Shelmonica Valley Produce T-161,221 Special Contract T-161,221-1

Resolution No. OCR 1056\*  
October 21, 1992

OCR No. 8	Osterkamp Trucking Inc. T-104,584 Special Contract T-104,584-38
OCR No. 9	Conway Western Express T-140,218 Special Contract T-140,218-7260
OCR No. 10	Knight Transportation, Inc. T-166,103 Special Contract T-166,103-10 Amendment 2
OCR No. 11	Pac West, Inc. T-152,413 Special Contract T-152,413-1
OCR No. 12	Viking Freight Systems T-84,649 Special Contract T-84,649-567 Amendment 1
OCR No. 13	Withdrawn
OCR No. 14	Loyola Trucking, Inc. T-109,811 Special Contract T-109,811-26
OCR No. 15	Withdrawn
OCR No. 16	Public Freight Service T-147,366 Special Contract T-147,366-34
OCR No. 17	Honorio Trucking Tariff CA PUC 1, LFT1
OCR No. 18	Rodger Burris Trucking Inc. T-80,988-1 Special Contract T-80,988-1

Resolution No. OCR 1056  
October 16, 1992

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.

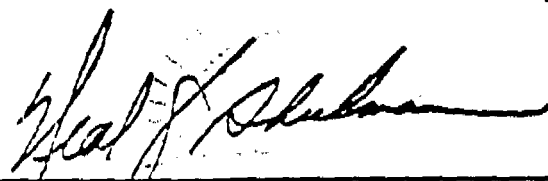
Conclusion of Law

These filings should be canceled.

IT IS ORDERED that:

1. The above rate filings are canceled as specified in the 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 October 21, 1992. The following Commissioners approved it:



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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

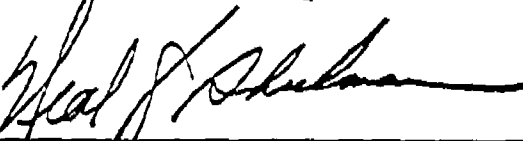
Special Contract T-173,084-1 )	Order Canceling Rate
Amendment 2 )	
National Freight, Inc. )	(Filing Numbered Same as
71 West Park Avenue )	Order Number Above)
Vineland, NJ 08630 )	

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In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-173,084-1, Amendment 2, with Johnson Controls, Inc., is ordered canceled and will not go into effect November 1, 1992.

Rule 8.2 of General Order 147-C states that special contract rate filings must cite an effective date not earlier than 20 days after listing on the Commission's Daily Transportation Calendar. National Freight, Inc., wrote their special contract amendment with an effective date that is in violation of the General Order. The contract was listed on the Commission's Daily Transportation Calendar on September 23, 1992, and was suspended on October 1, 1992, for 30 days.

This order is issued OCT 21 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1056 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

William Irvin Trucking )  
Special Contract T-171,462-1 )  
416 8th Street )  
Orland, CA 95963 )  

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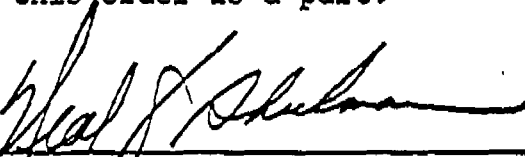
Order Canceling Rate  
(Filing Numbered Same as  
Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-172,462-1 with Gemini Forest Products is ordered canceled and will not go into effect November 1, 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 \$1,000.00 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 September 23, 1992, and was suspended on October 1, 1992, for 30 days.

This order is issued OCT 21 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1056 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

William Irvin Trucking )  
Special Contract T-171,462-2 )  
416 8th Street )  
Orland, CA 95963 )  

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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-172,462-2 with Paramount Metals is ordered canceled and will not go into effect November 1, 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 \$1,000.00 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 September 23, 1992, and was suspended on October 1, 1992, for 30 days.

This order is issued OCT 21 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1056 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

Viking Freight System, Inc.	)	Order Canceling Rate
Special Contract T-84,649-5077	)	
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-84,649-5077 with Taylor Corp. is ordered canceled and will not go into effect November 1, 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 \$1,000.00 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 September 28, 1992, and was suspended on October 1, 1992, for 30 days.

OCT 21 1992

This order is issued \_\_\_\_\_, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1056 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-172,115-3	)	Order Canceling Rate
Abes Transport	)	
243 Twin Oaks Way	)	(Filing Numbered Same as
Healdsburg, CA 95448	)	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-172,115-3 with Martin Forest Products is ordered canceled and will not go into effect November 1, 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.

This contract was listed on the Commission's Daily Transportation Calendar on September 16, 1992 and was suspended on October 1, 1992, for 30 days.

This order is issued OCT 21 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1056 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-84,649-2961	)	Order Canceling Rate
Amendment 1	)	
Viking Freight System, Inc.	)	(Filing Numbered Same
411 E. Plumeria Drive, Suite 148	)	Order Number Above)
San Jose, CA 95134	)	

In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-84,649-2961, Amendment 1 is ordered canceled and will not go into effect November 5, 1992.

A special contract amendment must contain those requirements set forth in Rule 6.10 of General Order 147-C necessary to clearly and effectively identify and amend the original contract. This contract amendment contained an incorrect suffix number.

A special contract amendment must clearly identify the shipper and be free of ambiguities as set forth in Rule 6.10 of General Order 147-C. Viking Freight System, Inc., filed Amendment 1 naming the shipper as both Trimcraft and Windsor Window. This filing was listed on the Commission's Daily Transportation Calendar on September 21, 1992, and was suspended on October 5, 1992 for 30 days.

OCT 21 1992

This order is issued \_\_\_\_\_, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1056 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

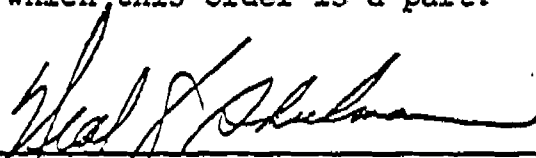
Special Contract T-161,221-1 )	Order Canceling Rate
Shelmonica Valley Produce )	
2210 3rd St., #102 )	(Filing Numbered Same as
Santa Monica, CA 90607 )	Order Number Above)
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In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-161,221-1 with Shelmonica Valley Produce is ordered canceled and will not go into effect November 13, 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 \$1,000.00 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 October 8, 1992, and was suspended on October 13, 1992, for 30 days.

This order is issued OCT 21 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1056 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-104,584-38 )	Order Canceling Rate
Osterkamp Trucking, Inc. )	
P. O. Box 600 )	(Filing Numbered Same as
Pomona, CA 91769 )	Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-104,584-38 was ordered canceled and will not go into effect on October 30, 1992.

General Order 147-C, Rule 8.2, specifies that special contract rates may be effective not earlier than 20 days after listing on the Commission's Daily Transportation Calendar. This contract appeared on the Commission's Daily Transportation Calendar of September 25, 1992. The contract states that it is effective on September 22, 1992. Rule 6.3 of General Order 147-C specifies that contracts shall contain a specific termination date and specifies that the contracts shall not be made effective for more than one year. The rule allows for extending the duration of the contract by filing an amendment with the Commission. Special Contract T-104,584-38 allows for automatic renewal for additional one year periods unless written notice of non-renewal is given by either party at least thirty (30) days prior to the end of the term. This filing was listed on the Commission's Daily Transportation Calendar on September 25, 1992 and was suspended on September 30, 1992 for 30 days.

This order is issued OCT 21 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1056 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

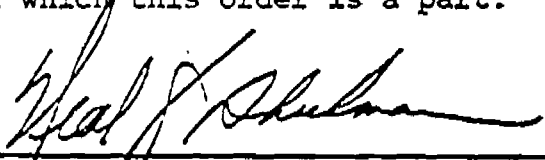
Special Contract T-140,218-7280	)	Order Canceling Rate
Con Way Western Express, Inc.	)	
12903 Lakeland Road	)	(Filing Numbered Same as
Sante Fe Springs, CA 90607	)	Order Number Above)

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In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-140,218-7280 with Similand Paint is ordered canceled and will not go into effect November 13, 1992.

Special Contracts must contain the signatures of both the carrier and shipper. This contract does not contain the signature of the carrier. This contract was listed on the Commission's Daily Transportation Calendar on October 8, 1992, and was suspended on October 13, 1992, for 30 days.

This order is issued OCT 21 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1056 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

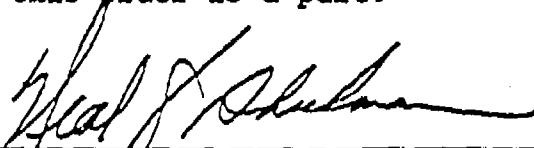
Special Contract T-166,103-10	)	Order Canceling Rate
Amendment 2	)	
Knight Transportation, Inc.	)	(Filing Numbered Same as
9400 Miramar Road	)	Order Number Above)
San Diego, CA 92126	)	

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In conformity with the findings and order made by the Commission in a resolution entered this day, 2nd Amendment to Special Contract T-166,103-10 with Orchids Paper Product Company is ordered canceled and will not go into effect November 2, 1992.

Rule 8.2 of General Order 147-C states that special contract rate filings must cite an effective date not earlier than 20 days after listing on the Commission's Daily Transportation Calendar. Knight Transportation, Inc., wrote their amendment with an effective date that is in violation of the General Order. The amendment filing was listed on the Commission's Daily Transportation Calendar on September 23, 1992, and was suspended October 2, 1992, for 30 days.

This order is issued OCT 21 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR 1056 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-152,413-1 )  
Pac West, Inc. )  
795 W. Hedding Street )  
San Jose, CA 95126 )

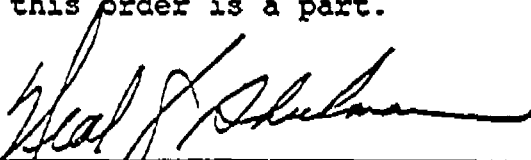
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Order Canceling Rate  
(Filing Numbered Same as  
Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-152,413-1 is ordered canceled and will not go into effect November 7, 1992.

A special contract may only be filed by highway carriers who hold a highway contract permit. Pac West, Inc., only holds a certificate to operate as a highway common carrier. In addition, Pac West, Inc., is in violation of Public Utilities Code 3775. The carrier's certificate to operate as a highway common carrier was suspended on September 8, 1992. Until the certificate is reinstated, the carrier is prohibited from engaging in common carriage. This filing was listed on the Commission's Daily Transportation Calendar on September 23, 1992, and was suspended on October 7, 1992, for 30 days.

This order is issued OCT 21 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR 1056 of which this order is a part.



Executive Director of the  
Public Utilities Commission

Order No. OCR 12

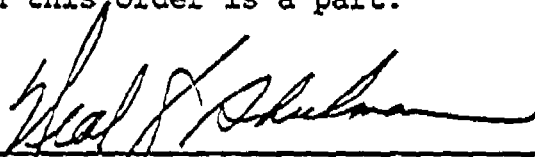
BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Special Contract T-84,649-567	)	Order Canceling Rate
Amendment No. 1	)	
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, Amendment 1 to Special Contract T-84,649-567 with Cornelius is ordered canceled and will not go into effect November 8, 1992.

An expired contract is considered canceled on the expiration date unless an amendment has been filed extending the agreement in accordance with General Order 147-C, Rule 6.12. The original contract expired July 19, 1991. This filing was listed on the Commission's Daily Transportation Calendar on September 23, 1992, and was suspended on October 8, 1992, for 30 days.

This order is issued OCT 21 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR 1056 of which this order is a part.



Executive Director of the  
Public Utilities Commission

Order No. OCR 13

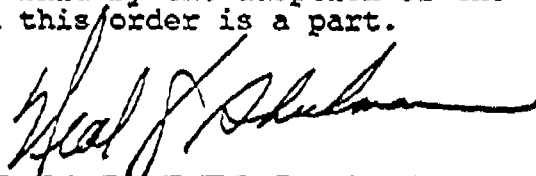
BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Special Contract T-84,649-2305	)	Order Canceling Rate
Amendment No. 1	)	
Viking Freight System, Inc.	)	(Filing Numbered Same as
411 E. Plumeria Drive, Suite 148	)	Order Number Above)
San Jose, CA 95134	)	

In conformity with the findings and order made by the Commission in a resolution entered this day, Amendment 1 to Special Contract T-84,649-2305 with Haley Bros. is ordered canceled and will not go into effect November 8, 1992.

An expired contract is considered canceled on the expiration date unless an amendment has been filed extending the agreement in accordance with General Order 147-C, Rule 6.12. The original contract expired July 19, 1991. This filing was listed on the Commission's Daily Transportation Calendar on September 23, 1992, and was suspended on October 8, 1992, for 30 days.

This order is issued OCT 21 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR 1056 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-109,811-26 )	Order Canceling Rate
Loyola Trucking, Inc. )	
P. O. Box 1069 )	(Filing Numbered Same as
Westminster, CA 92684 )	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-109,811-26 with Motion Control Industries is ordered canceled and will not go into effect November 8, 1992.

Special contracts must bear consecutive suffix numbers per General Order 147-C, Rule 6.8. Special Contract T-109,811-26 was previously filed by Loyola Trucking, Inc., naming another shipper. This filing was listed on the Commission's Daily Transportation Calendar on September 23, 1992, and was suspended on October 8, 1992.

This order is issued OCT 21 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR 1056 of which this order is a part.

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

Order No. OCR 16

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

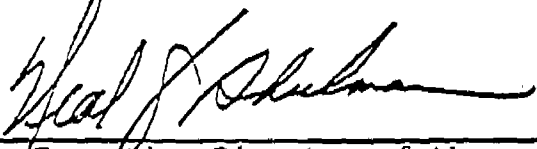
Special Contract T-147,366-34 )	Order Canceling Rate
Public Freight Service )	
14030 183rd St. )	(Filing Numbered Same as
La Palma, CA 90623 )	Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, the amendment to Special Contract T-147,366-34 is ordered canceled and will not go into effect November 9, 1992.

A special contract amendment must be filed in advance of the expiration date, to extend the duration of the contract. This contract expired July 22, 1992, before an amendment was filed as required by Rule 6.12 of General Order 147-C.

Public Freight Service filed an amendment to Special Contract T-147,366-34 with Tash, which appeared on the Commission's Daily Transportation Calendar October 2, 1992. The amendment was suspended on October 9, 1992, for 30 days.

This order is issued OCT 21 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1056 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

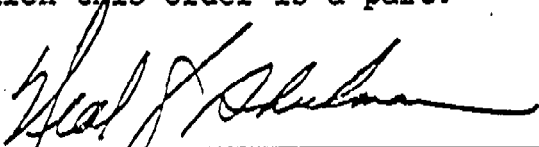
Common Carrier Tariff Filing	)	Order Canceling Rate
CA PUC 1 Local Freight Tariff 1	)	
Honorio Trucking	)	
634 S. Sanborn	)	(Filing Numbered Same as
Salinas, CA 93901	)	Order Number Above)
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In conformity with the findings and order made by the Commission in a resolution entered this day, Honorio Trucking is ordered to cancel Common Carrier Tariff CA PUC 1 of Local Freight Tariff No. 1 by November 6, 1992.

The common carrier tariff filing is out of compliance with Rules 5.4, 5.5, 8.1, 11.2, 11.3 and 11.4 of General Order 147-C; Rules 6.7(f) and (g) of General Order 80-C; and Sections 451 and 453(c) of the California Public Utilities Code.

The tariff filing fails to define items included in the tariff, names as governing publications the NMFC and DT8 in which the carrier does not participate, provides for an effective date of less than ten days, includes wording that is potentially discriminatory, and lacks provisions that are required by General Order 147-C. This filing was listed on the Commission's Daily Transportation Calendar on September 29, 1992, and was suspended for 30 days effective October 6, 1992.

This order is issued OCT 21 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1056 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-80,988-1 )	Order Canceling Rate
Rodger Burris Trucking )	
1224 Ellenwood Road )	(Filing Numbered Same as
Waterford, CA 95386 )	Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-80,988-1 is ordered canceled and will not go into effect November 6, 1992.

An amendment to a special contract to extend the duration of a contract must be filed prior to its termination. Rodger Burris Trucking filed an amendment to Special Contract number T-80,988-1 with F.M.C. Corporation, which appeared on the Commission's Transportation Calendar September 29, 1992. The amendment to the special contract was not filed prior to the termination of the contract as required by Rule 6.12 of General Order 147-C, and was suspended on October 6, 1992, for 30 days.

This order is issued OCT 21 1992, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1056 of which this order is a part.

  
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Executive Director of the  
Public Utilities Commission