

GENERAL ORDER No. 113-B
(Supersedes General Order No. 113-A)

**Public Utilities Commission of the
State of California**

**RULES GOVERNING PETITIONS FOR SUSPENSION AND INVESTIGATION OF
TARIFFS AND SCHEDULES OF COMMON CARRIERS AS DEFINED IN
DIVISION 1 OF THE PUBLIC UTILITIES CODE, AIR TRANSPORTATION
COMPANIES, WAREHOUSEMEN, WHARFINGERS, AND CONTRACTS OF
HIGHWAY PERMIT CARRIERS**

Adopted January 15, 1980. Effective July 2, 1980. Resolution FE-2.
(Decision No. 91265, Oil No. 53)

RULE 1—CONTENT, PETITION AND REPLIES. The original of each petition for suspension and investigation of tariffs, schedule or contracts and each reply to such petition shall be signed in ink by each party thereto, or by the attorney for or authorized representative of said party, and shall be verified by at least one party. There shall be filed with the Commission an original and twelve conformed copies of each such petition, or amendment thereof, or reply thereto. The petition and the title itself shall identify the protested tariff, schedule or contract by making reference to the issuing carrier or agent, the tariff number, the Cal. P.U.C. number, if any, or contract number, and to the specific item or particular provisions protested. Reference shall also be made to the tariff, schedule or contract, and the specific provisions thereof, proposed to be superseded. The petition shall state the grounds in support thereof, and indicate in what respect the protested tariff, schedule or contract is considered to be unlawful. Such petitions will be considered as addressed to the discretion of the Commission, and no petition shall include a prayer that it also be considered a formal complaint. Should a petitioner desire to proceed further against a tariff, schedule or contract which is not suspended, or which has been suspended and the suspension vacated, a separate later formal complaint or petition should be filed. Replies to petitions shall include the title of the petition as filed with the Commission and the (I. and S.) case number assigned to said petition by the Commission's Executive Director. The original and twelve copies of each petition, amendment or reply thereto shall contain a certification that copies have been served in accordance with Rule 3 hereof, specifying the parties so served.

RULE 2—WHEN FILED. Petitions requesting suspension of tariffs, schedules or contracts will not be considered unless made in writing and filed with the Commission at San Francisco or Los Angeles in accordance with the provisions of these rules. Such requests for suspension of rates or provisions published on at least thirty days' notice shall reach the Commission at least twelve days before the effective dates of the tariffs, schedules, contracts, or parts thereof to which they refer. Petitions for suspension of rates or provisions published on less than thirty days' notice shall be filed with the Commission as soon as possi-

ble, and in no event less than five days prior to the effective dates of tariffs, schedules, contracts, or parts thereof to which they refer. Replies to petitions shall be filed and served within five days after service of the petition for suspension, and not later than the day prior to the effective date of the protested tariff schedule, contract, or part thereof.

RULE 3—SERVICE. In addition to the original and copies to be filed with the Commission, one copy of each petition shall simultaneously be served upon the carriers concerned or their publishing agent, and upon other persons known to be interested, and one copy of each reply shall be served upon each petitioner or the authorized representative of such petitioner, and upon other persons known to be interested. Service shall be made personally or by the deposit in the United States mail of a sealed envelope with first class postage prepaid, containing a true copy of the documents to be served and addressed to the party to be served at the last known address of such party.

PUBLIC UTILITIES COMMISSION
STATE OF CALIFORNIA

By JOSEPH E. BODOVITZ
Executive Director

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