

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of F. W. GRANGER for certificate of public convenience and necessity to operate as a freight carrier between Crestmore and Los Angeles and other Southern California points.

Application No. 8608.

John T. Houser for Applicant.
L. N. Bradshaw for Southern Pacific Railway,
Protestant.
E. E. Bennett for Los Angeles and Salt Lake
Railway, Protestant.
O. T. Helping for Riverside Portland Cement
Company, interested party.
L. R. Kagerise for Keystone Express, Protestant.

BY THE COMMISSION:

OPINION

F. W. Granger has applied to the Railroad Commission for a certificate of public convenience and necessity to operate as a freight carrier between Crestmore and Los Angeles and other Southern California points.

A public hearing was held by Examiner Williams at Los Angeles at which the matter was duly submitted and now is ready for decision.

The testimony shows that applicant intends to transport cement only from the Crestmore plant of the Riverside Portland Cement Company to various points in Southern California. This service is irregular, averaging seven tons per consignee, and moves in all directions from Crestmore. He also proposes to haul return loads of commodities, principally empty sacks from consignees to the cement plant. All this service is done exclusively from the

Riverside Portland Cement Company and is not subject to any order from consignees other than the cement company.

The testimony shows that applicant does not offer any services to the public, that he has no fixed termini and that he proposes no regular routes. It is essentially a delivery service for the cement company, exclusively under its control. In view of these facts we must find that the operation is not one coming under Chapter 213 of the Acts of 1917, as amended, and that the application for a certificate of public convenience and necessity must be denied for want of jurisdiction.

O R D E R

IT IS HEREBY ORDERED that the application of F. W. Granger herein be and the same hereby is denied.

Dated at San Francisco, California this 14th day of March, 1923.

C. Seavey

H. B. Bunnell

Irving Martin

J. F. Whitney

Commissioners.