

ORIGINAL

Decision No. 12600

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 T. IWASAKI for certificate of public)
 convenience and necessity to operate)
 freight service between Alviso and) Application No. 8819.
 San Francisco, California and between)
 Alviso and Oakland, California.)

BY THE COMMISSION:

ORDER OF DISMISSAL

T. Iwasaki, applicant in the present proceeding, petitions for a certificate of public convenience and necessity authorizing the operation of an automotive truck line as a common carrier of fresh fruits and vegetables from farms in and around Alviso to produce markets located in Oakland and San Francisco. Under the operation as proposed, applicant will gather fruit direct from the farmers in the late afternoon and deliver it to commission houses in San Francisco and Oakland the same day, in time for early morning business. He proposes, on the return haul, to handle empty containers only.

Chapter 310, Statutes of 1923, effective August 17, 1923, exempted from the provisions of Chapter 213, Statutes of 1917, and amendments thereto, persons or corporations engaged in the operation of trucks transporting for compensation products or implements of husbandry and other farm necessities, when moving directly from or to a farm. Applicant herein proposes to handle only fresh fruits and vegetables, moving directly from farms or orchards to commission houses, and accordingly, under the statutory enactment above mentioned no certificate for such

operation is required at this time. Accordingly, the present application should be dismissed.

IT IS HEREBY ORDERED that the above entitled application be, and the same hereby is, dismissed.

Dated at San Francisco, California, this 13th day of September, 1923.

C. S. Lewis
H. R. Anderson
Irving Martin
Egerton Shaw
J. T. Whittier
Commissioners.