

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
COAST TRUCK LINE for a certificate of )Application No. 11188  
public convenience and necessity extending )  
its terminus at Los Angeles and Riverside. )

H. J. Bischoff, for applicant.  
E. A. Woods, for American Railway Express Company, Protestant.  
D. W. Layne, for Pacific Electric Railway Company, Protestant.

WHITSELL, Commissioner -

OPINION

Coast Truck Line, a corporation, by its application, as amended, has petitioned the Railroad Commission for an order declaring that public convenience and necessity require the operation by it of a motor freight service, on demand, in addition to and as an extension of its present authorized operative rights from its Los Angeles terminal to San Fernando, Santa Monica, Ocean Park, San Pedro, Wilmington, Long Beach and Pasadena; from its Riverside terminal to San Bernardino, Redlands, Ontario and Corona; and from its San Diego terminal to San Ysidro and La Mesa. The routes to be traversed are specified and service to intermediate points is included.

Public hearings were held on this application at Los Angeles, the matter was duly submitted and is now ready for decision.

Applicant alleges that it conducts a freight service on regular schedule between San Diego and Los Angeles, San Diego and Riverside, and Escondido and Los Angeles; that it is in receipt of requests at times to transport freight to and from points in the territory for which a certificate is sought; and that no authorized carrier is now rendering this service without the necessity of transferring or rehandling shipments.

Applicant has no desire and does not propose to render service locally between points in the vicinity of the present terminals of

San Diego, Riverside and Los Angeles. Except for shipments in truck loads, the rehandling now required would not be obviated, as applicant proposes the use of lighter trucks for pickup and delivery than those used in the main line haul. The present equipment now on hand is to be used. Hourly rates will apply for all movements.

Mr. L. G. Warren, a representative of Coast Truck Line, testified regarding calls for service beyond the Los Angeles terminal, which inquiries were referred to other carriers, resulting in inconvenience to shippers and subsequent damage to goods by reason of the rehandling required. The proposed service would be of benefit in the transportation of fruits, vegetables, fish and farm products.

Mr. H. P. Merry, another representative of applicant, testified regarding the delay to shipments due to the fact that service could not be rendered through to Los Angeles harbor points. Mention was also made of the necessity for transportation of pipe between the harbor and San Diego, and butter between San Diego and San Bernardino.

Witness stated that the grant of a certificate would obviate rehandling of commodities transported. This is true only in part, as the record shows that truck loads or the portions thereof that applicant thinks it advisable to handle itself will be transported by its own trucks. Small shipments would probably be diverted to some other carrier after arrival at a terminal for delivery to destination or smaller units of applicant's equipment would be used. Three letters from the concerns desiring the extension of service for these commodities were filed as exhibits. These letters can be accorded little, if any, evidentiary value as no tangible facts are presented that would assist in the decision of this matter and no opportunity was given for examination of the writers thereof.

Mr. Geo. A. Ford, applicant's San Diego representative, testified regarding the need and inquiries for service, as herein proposed,

by shippers of candy, fish, building material, soap, vegetables and fruit. Several concerns were mentioned by name, but the record shows that only two have present need of the proposed service, the needs of the remainder being contingent upon matters not germane to this proceeding.

Mr. R. A. Ainsworth, a business solicitor for a number of truck lines in Los Angeles, testified to the calls for through service to or from points in the general territory in the vicinity of Los Angeles. The testimony of R.E. Mc Connell, a business solicitor for applicant, was in practical accord with that of Mr. Ainsworth.

Four shippers were called as witnesses in support of the application. These parties, or the firms they represented, had need for transportation service between Pasadena and San Diego for furnaces; between Santa Monica and San Diego for planing mill products such as frames, doors and showcases; between Los Angeles Harbor and San Diego for printing presses and printers' supplies; and between Buena Park and San Diego for berries.

Mr. L. T. Fletcher of Service Motor Express and a resident of Riverside for two years, testified as to the needs of various business concerns for service as proposed in Riverside, San Bernardino, Colton and vicinity.

After full consideration of the evidence, I am of the opinion that an insufficient showing has been made as to the necessity for the proposed extensions of service to or from points at the terminals of Riverside and San Diego and the evidence does not justify the granting of such portions of the application. There is also an insufficient showing justifying the granting of the application insofar as it refers to the movement of general freight to or from points contiguous to Los Angeles.

The granting of the application would remove certain restrictions and limitations now contained in decisions on previous applications, and the record herein does not warrant such action.

After full consideration of all the evidence presented in this matter, I am of the opinion and hereby find as a fact that public convenience and necessity require the granting of a certificate in conformity with the accompanying Order, and not otherwise.

I submit the following form of Order:

ORDER

Public hearings having been held on the above entitled application, the matter having been duly submitted and the Commission being now fully advised and basing its order on the statement and findings of fact as appearing in the Opinion which precedes this order.

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA HEREBY DECLARES that public convenience and necessity require the operation by Coast Truck Line, a corporation, of an auto truck line, on demand, for the transportation of furnaces, gas appliances, planing mill products such as frames, windows, doors, showcases and counters; printing presses and printers' supplies; fish; seafoods; and berries, between Pasadena, Santa Monica, Wilmington, San Pedro and Buena Park on the one hand, and on the other San Diego and points on the coast route which applicant is now authorized to serve; such service to be an extension of the present authorized service as now rendered by applicant on the coast route and the authorized territory laterally on each side of said route; provided, however, that no service shall be rendered locally between Pasadena, Santa Monica, Wilmington, San Pedro, Buena Park and Los Angeles, and

IT IS HEREBY ORDERED that a certificate of public convenience and necessity be and the same hereby is granted, in conformity with the foregoing declaration, and not otherwise, to Coast Truck Line, a corporation, subject to the following conditions:

- 1- Applicant shall file its written acceptance of the certificate herein granted within a period not to exceed ten (10) days from the date hereof; shall file, in duplicate, within a period of not to exceed twenty (20) days from date hereof, tariff of rates, time schedules, rules and regulations identical with those forming a part of the amended application,

said filing to be supplements to the tariffs of rates, time schedules, rules and regulations now on file with the Railroad Commission and covering applicant's present authorized operations; and shall commence operation of service herein authorized within thirty (30) days from the date of this order.

2- The rights and privileges herein authorized may not be sold, leased, transferred, assigned nor service thereunder discontinued unless the written consent of the Railroad Commission to such sale, lease, transfer, assignment or discontinuance of service has first been secured.

3- No vehicle may be operated by applicant herein under the authority hereby conferred, unless such vehicle is owned by said applicant or is leased by it under a contract or agreement on a basis satisfactory to the Railroad Commission.

For all other purposes than hereinabove stated the effective date of this order shall be twenty (20) days from and after date hereof.

IT IS HEREBY FURTHER ORDERED that this application, insofar as same seeks authority to operate -

- a- From applicant's Riverside Terminal to San Bernardino, Redlands, Ontario and Corona, and to points intermediate and territory lying laterally from said route.
- b- From applicant's San Diego terminal to San Ysidro and La Mesa, and to points intermediate and territory lying laterally from said routes - and the same hereby is denied.

The foregoing Opinion and Order are hereby approved and ordered filed as the Opinion and Order of the Railroad Commission of the State of California.

Dated at San Francisco, California, this 12<sup>th</sup> day of June, 1926.

H. B. Brundage

C. C. Seaver

Leon Whitely

COMMISSIONERS.