

Decision No. 21988.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application
of the PAUL KENT TRUCK COMPANY,
INC., for authority to engage in
the warehouse business.

} Application No. 15700

Ben W. Shipman, for applicant

L. A. Bailey, and

Gibson, Dunn & Crutcher, by Paul R. Watkins,
for Los Angeles Warehousemen's Association
and California Warehousemen's Association,
Protestants.

ORIGINAL

BY THE COMMISSION:

O P I N I O N

Applicant herein was granted a certificate of public convenience and necessity authorizing it to engage in the warehouse business in conjunction with its drayage operations for the storage of certain commodities named in its published tariff. Subsequently, by supplemental order, said certificate was amended authorizing the storage of machinery, glass and filtering equipment. Applicant now requests the Commission to enlarge the authority heretofore granted so as to include the warehousing of machinery supplies, type and metal type casting.

A public hearing was held by Examiner Cannon at Los Angeles and the matter was submitted.

At the hearing applicant amended its application by eliminating the storage of machinery supplies, type and metal type casting, and substituting therefor type, type metal and empty type metal drums. Upon the filing of this amendment

the protests of California Warehousemen's Association and Los Angeles Warehousemen's Association were withdrawn.

Applicant contends that the certificate granting it authority to warehouse machinery is too limited to cover the commodities incidental to the storage of machinery, namely type, type metal and empty type metal drums, and bases its reason for the proposed enlargement upon that ground. The contention appears to be not without justification and we are of the opinion that the application should be granted.

ORDER

A public hearing having been held in the above entitled proceeding, the matter having been submitted, and being ready for decision,

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA hereby declares that public convenience and necessity require the granting of the above application, as amended, and

IT IS HEREBY ORDERED that a certificate of public convenience and necessity be granted to applicant, subject to the following conditions:

1. Applicant shall file within twenty (20) days from the date hereof a tariff published in accordance with the rules of this Commission, setting forth the rates, rules and regulations which applicant proposes for the storage of type, type metal and empty type metal drums.
2. The rights and privileges herein authorized may not be discontinued, sold, leased, transferred nor assigned without the written consent of the Railroad Commission to such discontinuance, sale, lease, transfer or assignment.

IT IS HEREBY FURTHER ORDERED that in all other

respects our Decisions No. 20278 and 20693 shall remain
in full force and effect.

Dated at San Francisco, California, this 23rd
day of December, 1929.

Thos B. Loutch

C. L. Seamer

Frank J. Scott

Leon Whiteley

W. J. Linn
Commissioners.