

Decision No. 23180

## BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
P. D. JOHNSON to modify the service ) Application  
authorized by Decision No.23180. ) No.17845

BY THE COMMISSION -

OPINION and ORDER

ORIGINAL

This is an application by P. D. Johnson, operating an auto trucking service between the Bakersfield territory and San Francisco and Oakland, to reduce the daily service he was authorized to perform by Decision No.23180 to an "on call" service. He bases his petition on "lack of patronage," alleging that Bakersfield growers are at this time unable to sell their products in the San Francisco or Oakland markets. Applicant further alleges:

\*\*\*\*\* that at the present time there is no demand for the daily service \*\*\*\*\* that in the spring of the year and throughout the summer there is a heavy daily movement of products between the Bakersfield territory and San Francisco and Oakland \*\*\*\*\*."

Applicant declares that he has rendered the daily service authorized and stands ready and willing to continue it, but that "pending a change in market conditions" there exists no need for other than the "on call" service herein proposed.

The records of the Commission show that Decision No.23180 authorized Johnson to perform a daily trucking service between the Bakersfield, Magunden, Weedpatch and Arvin districts and San Francisco and Oakland for the transportation of farm and orchard products with a return haul limited to empty containers and farm and orchard supplies and commodities required by shippers using the northbound service. The certificate specifically prohibits Johnson from serving the incorporated

communities of Bakersfield and Delano. The order was designed to facilitate the movement of crops and supplies required in the conduct of the farms and orchards served.

Under the circumstances we are of the opinion the application should be granted with the understanding, however, that applicant Johnson shall fully meet all demands made upon him for the service authorized by the Commission's original order, and shall restore daily service if and when the shipping needs of the territory authorized to be served require it, or upon order of this Commission. The Commission is not fully in sympathy with a carrier, who after dedicating his service to the public on a six-day a week basis, seeks a reduction in service because patronage does not come up to his expectation. In public service the lean must be taken with the fat. These are, however, abnormal times, and it is with this thought in mind that the Commission will issue its order granting applicant authority to reduce his service. It does not appear to be a matter requiring a public hearing.

IT IS HEREBY ORDERED that P. D. Johnson be and he is hereby authorized to operate an "on call" service between the points he is authorized to serve under authority of Decision No.23180 instead of the daily service authorized by said decision, provided,

- 1- That said P. D. Johnson shall immediately file supplements to his tariffs and time schedules showing said change in service, and
- 2- That said P. D. Johnson shall restore daily service either upon order of this Commission or if and when traffic demands require it, without such order.

Dated at San Francisco, California, this 14<sup>th</sup> day of December, 1931.

W. B. Harris  
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COMMISSIONERS.