

Decision No. 29285

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of

THE HASLETT WAREHOUSE COMPANY,

a corporation, for a temporary certificate of public convenience and necessity authorizing the transportation of freight as a highway common carrier by auto truck as a substitute means of transportation between San Francisco, on the one hand, and Oakland, Alameda, Berkeley, Emeryville, Albany and Piedmont, on the other hand.

Application No. 20863

ORIGINAL

BY THE COMMISSION:

O P I N I O N

By this application Haslett Warehouse Company, a corporation, seeks a certificate of public convenience and necessity to operate as a highway common carrier between San Francisco on the one hand and Oakland, Alameda, Berkeley, Emeryville, Albany and Piedmont, on the other hand, via the San Francisco-Oakland Bay Bridge and/or the ferries of the Southern Pacific Golden Gate Ferries, Ltd., as a substitute service for their currently conducted express corporation operation via the barges of the Bay Cities Transportation Company.

Applicant alleges that strike conditions and labor troubles have temporarily interrupted operation of the Bay Cities Transportation Company, their underlying carrier, and that the relief herein prayed for is necessary in order that applicant may continue to render service. The certificate herein sought will be limited to the period during which applicant will be unable to obtain service from the Bay Cities Transportation Company. Applicant proposes to conduct

said automotive operations under its contemporaneous express tariff now on file with the Commission and service thereunder will be co-extensive with said express corporation operations between the points involved herein.

This appears to be a matter in which a public hearing is not necessary. The application will be granted.

The Haslett Warehouse Company is hereby placed upon notice that "Operative rights" do not constitute a class of property which should be capitalized or used as an element of value in determining reasonable rates. Aside from their purely permissive aspect, they extend to the holder a full or partial monopoly of a class of business over a particular route. This monopoly feature may be changed or destroyed at any time by the state which is not in any respect limited to the number of rights which may be given.

O R D E R

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA HEREBY DECLARES that public convenience and necessity require the operation by The Haslett Warehouse Company, a corporation, of an automotive service as a highway common carrier of property between San Francisco, on the one hand, and Oakland, Alameda, Berkeley, Emeryville, Albany and Piedmont, on the other hand, via the San Francisco-Oakland Bay Bridge and/or the ferries of the Southern Pacific Golden Gate Ferries, Ltd.

IT IS HEREBY ORDERED that a certificate of public convenience and necessity for such service be and it is hereby granted to The Haslett Warehouse Company, a corporation, subject to the following conditions:

1. Applicant shall immediately file a written acceptance of the certificate herein granted.
2. Applicant shall file in triplicate and make effective on one (1) days notice to the Commission

and the public, a tariff providing that the rates for the service herein authorized will be the same as those now provided in its current express corporation tariff now on file with the Commission.

3. Applicant shall file in duplicate on one (1) days notice to the Commission a time schedule covering the service herein authorized.

4. The authority herein granted will become void upon resumption of service by Bay Cities Transportation Company.

5. The authority herein granted is revocable at any time with or without notice at the discretion of the Commission.

Dated at San Francisco, California, this 18th day of November, 1936.

M. B. Harris
Leon O'Connell

W. H. H. H. H.

COMMISSIONERS