

Decision No. 29771

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
Pacific Motor Trucking Company for)
authority to abandon its operating)
right granted by Certificate of)
Public convenience and necessity for)
the transportation of milk and cream,)
and milk and cream products, between)
San Francisco and East Bay cities, and)
Manteca, Lathrop, Los Banos, Pleasanton,)
Los Gatos, San Jose and points between.)

Application No. 21171

ORIGINAL

BY THE COMMISSION:

O P I N I O N

Decision No. 28678 on Application No. 20438 authorized applicant herein to acquire certain operating rights for the transportation of milk, cream, dairy products and empty containers therefor, between (a) San Francisco, Oakland, Emeryville, Piedmont, Berkeley, Albany, Alameda, San Leandro, Hayward and intermediate points; (b) San Francisco, San Mateo, Palo Alto, Santa Clara, Los Gatos, San Jose and intermediate points, on the one hand, and Dublin, Santa Rita, Pleasanton, Tracy, Stockton, Galt, Manteca, Modesto, Los Banos and intermediate points on the other hand, with authority to serve dairies located laterally within two (2) miles of pickup routes.

In this application, authority is sought to abandon all operating rights above referred to. This application was made and filed concurrently with Application No. 21167 of Paul Ludolph Company, a corporation, wherein authority is sought to establish and operate an automotive service for the transportation of the

same commodities between the same points with some minor enlargements. The request for the authority herein sought is made contingent upon the granting of Application No. 21167 of Paul Ludolph Company.

The circumstances which are relied upon as justification for the authority herein sought are alleged to be as follows:

At this time the major portion of the transportation of milk and cream, and milk and cream products, to and from points within the territory covered by this application is performed by the applicant and affiliated rail lines. The purpose of seeking authority to discontinue the handling of certain commodities hereinabove mentioned is so that they may move in the Paul Ludolph service instead of in Pacific Motor Trucking Company and affiliated rail service, there being no public need for applicant's service if that of Paul Ludolph Company is authorized and furnished.

This does not appear to be a matter in which a public hearing is necessary and the application will be granted.

O R D E R

Pacific Motor Trucking Company, a corporation, having made application as above entitled and the Commission being fully advised therein;

IT IS HEREBY ORDERED that Pacific Motor Trucking Company is hereby authorized to discontinue and abandon all automotive service as a highway common carrier under the authority heretofore acquired by Decision No. 28678, dated March 30, 1936, on Application

No. 20438, provided that applicant shall within thirty (30) days from and after the effective date hereof cancel all tariffs and time schedules affected by the authority herein conferred.

IT IS HEREBY FURTHER ORDERED that said Decision No. 23678 is hereby revoked and annulled.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 17th day of May, 1937.

Frank R. Decker
Ray B. Smith
Carl E. Rice
COMMISSIONERS.