

Decision No. 31172

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of)
FRANK De MARCO, doing business as)
Do Marco Truck Line, for authority to)
discontinue certain operation of an)
automobile service as a common carrier)
between San Francisco, Oakland and)
Coyote, Gilroy and Gilroy Hot Springs,)
and intermediate points , California.)

Application No. 22135

BY THE COMMISSION:

ORIGINAL

O P I N I O N

By this application Frank De Marco, an individual, requests authority from this Commission to discontinue all his highway common carrier service for the transportation of farm implements and machinery as heretofore authorized by Decision No. 26324, dated September 11, 1933, as amended by Decision No. 26470, dated October 23, 1933, on Application No. 18891.

In justification of his request, applicant alleges that he has not transported any of the above-mentioned commodities during the past two years, that the expense involved in complying with the Commission's Decision No. 30370, Case No. 4293, requiring the establishment and filing of rates, etc. would far exceed the revenues derived from the transportation of said commodities if they were offered for transportation, and, finally, that the public would not be deprived of transportation facilities on said commodities as other highway common carriers are now serving all points at present reached by applicant.

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

O R D E R

IT IS HEREBY ORDERED that the certificate of public

convenience and necessity heretofore granted to Frank De Marco by Decision No. 26324, as amended, by Decision No. 26470, be and it is hereby amended by the deletion therefrom of any and all reference to farm implements and machinery for the specific purpose of authorizing applicant to discontinue and abandon all highway common carrier transportation of such commodities, provided that applicant immediately prepare and file, in triplicate, on at least five (5) days notice to the Commission, a supplement to his tariff showing the deletion of any and all rates on the commodities herein above referred to.

IT IS HEREBY FURTHER ORDERED that Decisions Nos. 26324 and 26470 in so far as they granted authority for the transportation of farm implements and machinery be and they are hereby revoked and annulled.

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

Dated at San Francisco, California, this 5th day of August, 1938.

Robert H. Brown
Leon A. White
Frank D. Brown
Ray L. Riley
COMMISSIONERS