

Decision No. 33235

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

Application of BEKINS VAN LINES, INC.
for a certificate to operate as a
highway common carrier of household
goods, etc.

Application No. 22480

BY THE COMMISSION:

ORDER MODIFYING DECISION NO. 33013
AND GRANTING REHEARING

Decision No. 33013 granted a new certificate of public convenience and necessity in lieu of and superseding all present operative rights of applicant. The new certificate embraces territory not now served, and permits the carriage of new Household Goods, Fixtures and Equipment "when not intended for purpose of resale." At the hearing applicant agreed to this restriction in new territory added to its operative rights. However, certain existing rights permit the handling of new household goods, etc. without restriction, and the effect of the blanket restriction in the new certificate is to take away a part of the present operative rights. Applicant objects to such action, and seeks rehearing.

Good cause appearing, IT IS ORDERED as follows:

1. The following language, appearing on sheet 14 of Decision No. 33013,

"IT IS HEREBY FURTHER ORDERED that Decision No. 16456, as amended by Decision No. 27919, on Application No. 11108, be and the same are hereby revoked and annulled."

is stricken from said decision, and the following language is sub-

stituted therefor:

"IT IS FURTHER ORDERED that all operative rights of applicant recognized, acquired or granted by virtue of Decisions Nos. 16456 and 27919 in Application No. 11108 shall be of no further force or effect, being superseded by the new certificate hereinabove granted."

2. Rehearing of Decision No. 33013, as hereinabove amended, in so far as that decision places a restriction upon the transportation of new Household Goods, Fixtures and Equipment in territory heretofore served under existing operative rights, is granted.

3. Said rehearing is assigned to Commissioner Devlin and evidence shall be taken on his behalf by Examiner Malquist at 10 a.m. on Tuesday, the 18th day of June, 1940, in the Commission Courtroom, State Building, Los Angeles, California.

4. Applicant may have twenty days from the date of this order within which to comply with conditions 2, 3, and 4 of the order in Decision No. 33013, as amended.

Dated, San Francisco, California, May 22, 1940.

Stanley R. Devlin
Karpenko
Justin J. Craven
Commissioners.