

ORIGINAL

Decision No. 34764

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application
of PACIFIC MOTOR TRUCKING COMPANY,
a corporation, for a certificate
of public convenience and necessity
for the transportation of property
by motor truck between Santa Ana,
California, and U. S. Army Air
Corps Replacement Center.

Application
No. 24541

BY THE COMMISSION:

O P I N I O N

Pacific Motor Trucking Company here seeks authority to establish and operate a highway common carrier service between Santa Ana and U. S. Army Air Corps Replacement Center located approximately six miles in a southwesterly direction from Santa Ana.

Intended to accommodate approximately four thousand men, this \$3,000,000 National Defense project is expected to be placed under construction immediately. Applicant alleges that its proposed service is currently needed to provide for the movement of materials and supplies during the construction period and that a future need will exist in an anticipated movement of merchandise traffic, airplane parts and subsistence supplies after the field is completed.

Equipment presently based at Santa Ana is available for this operation, according to applicant, so that service may be inaugurated immediately.

Applicant is proposing to establish rates in its own name between Santa Ana and the Replacement Center and will likewise operate in conjunction with rail carriers under joint rates.

Pacific Freight Lines and Southern California Freight Lines, the only common carrier truck lines operating in the territory proposed to be served, have advised the Commission, in writing, that they have agreed not to protest the granting of the application provided Pacific Motor Trucking Company is not authorized to perform any intermediate service between Santa Ana and the Replacement Center and provided further that the property transported shall be limited to that which has had a prior or will have a subsequent rail-haul.

It appears that a public need exists for the establishment and operation of a highway common carrier service between the termini herein set forth limited, however, to the transportation of property which has had or will have a rail-haul. A public hearing does not appear necessary and the application will be granted with certain restrictions.

O R D E R

The above entitled application having been duly considered, the Commission being fully advised therein and it having been found that public convenience and necessity so require

IT IS ORDERED that a certificate of public convenience and necessity be and it is hereby granted to Pacific Motor Trucking Company for the establishment and operation of a highway common carrier service, as such is defined in Section 2-3/4 of the

Public Utilities Act, between Santa Ana on the one hand and the U. S. Army Air Corps Replacement Center, located approximately six miles from Santa Ana, on the other hand, limited to the transportation of property which has had a prior or is to have a subsequent rail-haul.

The foregoing certificate is granted subject to the condition that Pacific Motor Trucking Company its successors or assigns, may never claim before this Commission, or any court or other public body, a value for the authority hereby granted in excess of the actual cost thereof.

IT IS FURTHER ORDERED that in the operation of said highway common carrier service, Pacific Motor Trucking Company shall comply with and observe the following service regulations.

1. File a written acceptance of the certificate herein granted within a period of not to exceed thirty (30) days from the date hereof.
2. Subject to the authority of this Commission to change or modify such at any time by further order, conduct said highway common carrier service over and along the following routes:

Between termini over Main Street; Newport Avenue or such other roads or highways as may be lawfully open, or opened, to truck operations.

3. Comply with the provisions of General Order No. 80, and Part IV of General Order No. 93-A by filing tariffs and time schedules in conformity therewith, in triplicate, within sixty (60) days from the effective date of this order and upon not less than five (5) days' notice to the Commission and the public.

In all other respects Application No. 24541 is hereby denied.

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

Dated at San Francisco, California, this 18th day of November, 1941.

J. Baker
Ray L. Tracy
Justice J. Cullen
Francis L. Howard
Arthur R. Ketchum
COMMISSIONERS