

Decision No. 34772

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of PACIFIC)
FREIGHT LINES, a California corporation, for)
an extension of its certificate of public)
convenience and necessity for transportation)
of property by motor truck to include serv-)
ice to and from Lompoc, California, from and)
to all points on its present system other)
than points and places on U.S. Highway #101)
which lie north of Santa Maria, California.)

First Supplemental
Application No.24451

BY THE COMMISSION:

FIRST SUPPLEMENTAL OPINION

By Decision No. 34618, dated September 23, 1941, in the above-entitled application, Pacific Freight Lines was granted authority to operate as a highway common carrier between Buellton and Las Cruces, on the one hand, and Lompoc and intermediate points, on the other hand, in connection with and as an extension and enlargement of operative rights heretofore granted to said carrier by prior orders of the Commission.

The purpose and effect of said authority permits the Pacific Freight Lines to transport property as a highway common carrier between all points on its existing system, on the one hand, and Lompoc, California, on the other hand.

Through inadvertence, Decision No. 34618 failed to include a restriction voluntarily proposed by the applicant itself, namely, that no service would be rendered on shipments between Lompoc, on the one hand, and points on the applicant's lines north of Santa Maria, on the other hand. It appears, moreover,

that even this restriction was not sufficiently restrictive inasmuch as Valley & Coast Transit Company, a competing carrier, had consented to the granting of operative authority sought by the applicant upon the express condition that no operations would be conducted locally between Lompoc, on the one hand, and points lying north of the southerly limits of Buellton, on U. S. Highway No. 101, on the other hand. The instant supplemental application was filed to correct this oversight on the part of applicant.

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

O R D E R

Based upon the foregoing opinion of the Commission,

IT IS ORDERED that the first ordering paragraph of Decision No. 34618 be and it is hereby amended to read as follows:

"IT IS ORDERED that Pacific Freight Lines, a corporation, be and it is hereby granted a certificate of public convenience and necessity authorizing it to operate as a highway common carrier, as that term is defined by Section 2-3/4 of the Public Utilities Act, for the transportation of property from, to and between Buellton and Las Cruces, respectively, on the one hand, and Lompoc and intermediate points, on the other hand, in connection with and as an extension and enlargement of operative rights heretofore granted by Decision No. 24396, on Application No. 17517; Decision No. 26490, on Application No. 18919; Decision No. 27229, on Application No. 19282; Decision No. 28569, on Application No. 20306; Decision No. 28634, on Application No. 19717; and Decision No. 34526, on Application No. 24385, except that no service may be performed hereunder between Lompoc, on the one hand, and points on U. S. Highway No. 101, which lie north of the southerly limits of Buellton, on the other hand."

IT IS FURTHER ORDERED that in all other respects Decision No. 34618 be and it is hereby authorized to remain in full force and effect.

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

Dated at San Francisco, California, this 11th day of November, 1941.

W. L. ...
W. L. Rice
Justin F. ...
Francis C. Havenor
Arthur ...
COMMISSIONERS