

Decision No. 35678

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )	
P. L. TRANSPORTATION COMPANY, a cor- )	
poration, for leave to suspend tem- )	Application No. 25142
porarily service as a common carrier )	
by vessel between points in the State )	
of California. )	

BY THE COMMISSION:

ORIGINAL

OPINION AND ORDER

In Decision No. 33548 of October 1, 1940 (43 C.R.C. 50), P. L. Transportation Company was found to possess operating rights to transport property from San Francisco to Eureka and lumber from Eureka to Long Beach as a coastwise common carrier by vessel. In that decision it was also authorized to suspend these operations until May 1, 1941.<sup>1</sup> By this application further authority to suspend service is sought. It is represented that the vessel used in applicant's operations, the S/S "Scotia," was taken over by the United States Army Transport Service on July 10, 1941; that prior to that date negotiations relating to this transfer had been in progress; and that on July 14, 1942, the vessel was requisitioned by the United States War Shipping Administration. Applicant requests that it be permitted to suspend operations from May 1, 1941, at least until such time as the "Scotia" is returned to it.

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This suspension authority was granted upon representations that lack of patronage would make revenues from the small volume of traffic available insufficient to defray the cost of performing the service.

In support of the granting of the sought authority applicant urges that the use of its vessel by the United States and conditions existing for some time prior thereto have made it impossible to continue to render service. Applicant also points out that under the Commission's Resolution No. EM-T-5 of January 20, 1942, common carriers by vessel have been authorized temporarily to curtail or discontinue service because of lawful orders or requirements of constituted public authority and because of conditions arising from the present war emergency.

Under the circumstances, it appears that this is a matter in which a public hearing is not necessary and that further suspension of applicant's operations is justified. The public will not be deprived of a means of transportation as the points involved have been, and now are, served by other for-hire carriers. Inasmuch as the length of time applicant's vessel will not be available for common carrier service cannot be determined at this time, the authority granted herein will be limited to a one-year period, unless sooner changed, canceled or extended.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that P. L. Transportation Company, a corporation, be and it is hereby authorized to suspend its common carrier by vessel service; and that P. L. Transportation Company shall immediately supplement its tariffs on file with the Commission to show that service has been suspended as authorized herein.

IT IS HEREBY FURTHER ORDERED that the authority herein granted shall expire one (1) year from the date of this order unless sooner changed, canceled or extended by appropriate order of the Commission.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 11<sup>th</sup> day of  
August, 1942.

Justin J. Calmes

H. C. Baker

Frank R. Hoover

Richard K. Chase

Commissioners