

Decision No. 35764

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Joint Application (A) of RAILWAY EXPRESS AGENCY, INCORPORATED, OF CALIFORNIA, for a Certificate of Public Convenience and Necessity for the Transportation of Property by Motor Truck for Railway Express Agency, Incorporated, between Lompoc and Camp Cooke to serve the United States Army Camp located at Camp Cooke; and (B) of RAILWAY EXPRESS AGENCY, INCORPORATED, to apply the same Express Rates at Camp Cooke as apply at Lompoc.

ORIGINAL

Application
No. 25010

BY THE COMMISSION:

O P I N I O N

In this proceeding Railway Express Agency, Incorporated, of California, ⁽¹⁾ seeks authority to establish and operate a highway common carrier service for the transportation of property between Lompoc and Camp Cooke, a military encampment. This service will be performed daily, except Sundays and holidays, as public demand requires, pursuant to a contract with the Railway Express Agency, Incorporated, a Delaware corporation, and both interstate and intrastate express matter will be handled pursuant to limitations and conditions set forth in classification and tariffs now on file with the Railroad Commission.

(1) Applicant is authorized to transport express matter to various points in California for Railway Express Agency, Incorporated, a Delaware corporation, pursuant to certificates of public convenience and necessity issued by the Railroad Commission. Articles of incorporation have heretofore been filed with the Commission.

The service proposed by applicant is to provide transportation of express matter for the personnel now stationed at Camp Cooke, which is located approximately eight miles from Lompoc, who are required at present to ship and receive express packages at the office of applicant in Lompoc.

Upon consideration of this matter we find that the proposed service is in the public interest. This does not appear to be a matter necessitating public hearing. The application will be granted.

O R D E R

IT IS ORDERED that a certificate of public convenience and necessity be and it is hereby granted to Railway Express Agency, Incorporated, of California, 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 Lompoc and Camp Cooke, California, limited to the transportation of express matter of Railway Express Agency, Incorporated, of Delaware, subject to the following condition:

Railway Express Agency, Incorporated, of California, its successors or assigns, may never claim before this Commission, or any court or other public body, a value, for any purpose, for the authority hereby granted in excess of the actual cost thereof.

IT IS FURTHER ORDERED that in the operation of the highway common carrier service herein authorized, Railway Express Agency, Incorporated, of California, 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:

From Lompoc via State Highway No. 1 to its intersection with U. S. Government operated road known as Camp Cooke Road, thence via Camp Cooke Road to entrance of Camp Cooke; returning via the reverse of said route.

3. Prepare and file with the Commission, in triplicate, a copy of any contract governing the transportation services herein authorized.
4. File, in triplicate, and make effective within a period of not to exceed sixty (60) days from the effective date of this order, on not less than five (5) days' notice to the Commission and the public, tariffs and time schedules covering the service herein authorized in a form satisfactory to this Commission.

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

Dated at San Francisco, California, this 15th day
of September, 1942.

Justin J. Caven
Francis J. Haven
Richard [unclear]
COMMISSIONERS