

Decision No. 36922

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
MELVIN A. PIXLEY, doing business as
"Furniture Fast Freight" to limit
certificates of public convenience
and necessity heretofore granted him
by Decisions Nos. 33814, 35453,
34360, 34440 and 36204, so that such
highway common carrier operations may
be hereafter maintained only as an
underlying carrier for the express
corporation service of Melvin A. Pixley
doing business as "Furniture Freight
Forwarders."

ORIGINAL

Application No. 26006

BY THE COMMISSION:

OPINION AND ORDER

In this application, Melvin A. Pixley, an individual doing business as Furniture Fast Freight, proposes to limit his operations as a highway common carrier to the transportation of property as an underlying carrier for his express corporation service¹ conducted under the name of Furniture Freight Forwarders.

The limitation is proposed pursuant to a requirement of Decision No. 36824 of January 18, 1944, in Application No. 25830, in which Pixley was granted authority to operate as an express corporation. In that decision it was pointed out that if highway common carrier and express corporation operations were to be maintained concurrently the resulting duplication of service would be needlessly confusing to the shipping public; that this undesirable condition should be avoided by limiting the former operations to underlying carrier service for the latter operations; and that an application so to limit highway carrier service could be granted, if in satisfactory form, without the necessity of further hearing. The application will

¹ Applicant's operative rights as a highway common carrier are described in Decision No. 33814 in Application No. 23745; Decision No. 35453 in Application No. 24483; Decisions Nos. 34360 and 34440 in Application No. 21863; and Decision No. 36204 in Application No. 25155.

be granted.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that the certificates of public convenience and necessity held by Melvin A. Pixley, doing business as Furniture Fast Freight, to operate as a highway common carrier by virtue of Decision No. 33814 in Application No. 23745, Decision No. 35453 in Application No. 24483, and Decision No. 36204 in Application No. 25155 be and they are hereby amended by limiting operations thereunder to transportation performed as an underlying carrier for Melvin A. Pixley, an express corporation doing business as Furniture Freight Forwarders.

IT IS HEREBY FURTHER ORDERED that, in the operation of the aforesaid highway common carrier service, Melvin A. Pixley shall comply with the provisions of General Order No. 80 and Part IV of General Order No. 93-A by filing, in triplicate, and concurrently making effective, tariffs and time schedules satisfactory to the Commission within sixty (60) days from the date hereof and on not less than three (3) days' notice to the Commission and the public.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 14th day of March, 1944.

Richard Lachar
Justus F. Casper
Francis X. Havens

James D. Preece
Commissioners