

Decision No. 37883

**ORIGINAL**

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

IN THE MATTER OF THE APPLICATION OF )	
CHARLES J. CUMMINGS AND ELIZABETH V.)	
CUMMINGS, DOING BUSINESS AS THE )	
CHARLES J. CUMMINGS WAREHOUSES, TO )	Application No. 26659
DISCONTINUE SERVICE AS A PUBLIC )	
UTILITY AND TO CANCEL RATES. )	

BY THE COMMISSION:

OPINION AND ORDER

By this application, Charles J. Cummings and Elizabeth V. Cummings, doing business as Charles J. Cummings Warehouses, seek authority to discontinue public utility operations at Porterville, Tulare County, and to cancel their tariff. The verified application discloses that their facilities have not been utilized for public storage for some time and that no inconvenience to the public will result from the proposed discontinuance of service inasmuch as other warehouses in the same district provide adequate utility storage facilities. Applicants' principal storers have been notified of the proposed discontinuance and have advised the Commission that they have no objection thereto.

Under the circumstances, it appears that this is a matter in which a public hearing is not necessary and that the sought authority should be granted.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that Charles J. Cummings and Elizabeth V. Cummings, doing business as Charles J. Cummings Warehouses, be and they are hereby authorized to discontinue public utility warehouse operations at Porterville.

IT IS HEREBY FURTHER ORDERED that immediately upon the discontinuance of the aforesaid public utility operations Charles J. Cummings and Elizabeth V. Cummings shall, on not less than five (5) days' notice to the Commission and to the public, cancel rates, rules and regulations covering operations at Charles J. Cummings Warehouses at Porterville; and that the tariff filings made pursuant to this order shall, in other respects, comply with the regulations governing the construction and filing of warehouse tariffs set forth in the Commission's General Order No. 61.

This order shall become effective twenty (20) days from the date hereof.

Dated at San Francisco, California, this 15<sup>th</sup> day of May, 1945.

Edward Rubin  
Justin D. Casper  
Richard L. Backus  
Frank W. [unclear]  
David Lowell

Commissioners