

Decision No. 40083

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
W. RAY JAMES, an individual, doing)
business as JAMES VAN LINES, for a)
certificate of public convenience)
and necessity to transport house-)
hold goods and related articles,)
personal effects and furniture)
between certain points in Cali-)
fornia.)

ORIGINAL

Application No. 28071

O P I N I O N

By the above entitled application W. Ray James requests a highway common carrier certificate authorizing the transportation of used household goods, personal effects and furniture between San Jose and Carmel and intermediate points, via Santa Cruz, Watsonville and Monterey over and along California State Routes Nos. 17 and 1, and within 5 miles laterally of such highways. Applicant also requests authority to transport the same commodities between Ventura, Los Angeles, Los Angeles metropolitan area and intermediate points over U. S. Highways Nos. 101 and 101-A and points and places within 5 miles laterally of such highways,

In support of such request the application states in substance that applicant has been providing a highway common carrier service for the transportation of the above described commodities between points in the San Francisco Bay area and points and places in the Los Angeles metropolitan area including points in Santa Cruz and Monterey counties; that by Decision No. 39541, the Commission found that applicant had no authority to provide service to, from and between points in Santa Cruz and Monterey counties or the Los Angeles metropolitan area without the city of Los Angeles; that

applicant rendered the service under the belief that operative authority acquired by him authorized it and made substantial capital expenditures for equipment and terminal facilities on such premise, and that public necessity requires the continuation of the operation.

Other highway common carriers of household goods and furniture between the points involved have informed the Commission in writing that they do not desire to offer any objection to the granting of the application except Melvin A. Pixley doing business as Furniture Fast Freight and Furniture Freight Forwarders. Pixley objects to a certificate being granted for the transportation of new furniture which is uncrated, unwrapped or unpacked as he holds certificates as a highway common carrier and as an express corporation authorizing the transportation of such commodities between the points proposed to be served by applicant.

After full consideration of applicant's request we find that public convenience and necessity require service for the transportation of used household goods and used furniture and personal effects between the points under consideration and the denial without prejudice of applicant's request to transport new furniture which is uncrated, unwrapped or unpacked.

O R D E R

IT IS ORDERED as follows:

(1) That a certificate of public convenience and necessity is hereby granted to W. Ray James authorizing the operation of service as a highway common carrier, as defined in

Section 2-3/4 of the Public Utilities Act, for the transportation of used household goods, used furniture and personal effects:

- a. Between San Jose and Carmel and intermediate points via Los Gatos, Santa Cruz, Watsonville and Monterey over and along California State Routes Nos. 17 and 1 between such points, and within five miles laterally of such highways.
- b. Between Ventura, Los Angeles, Los Angeles metropolitan area (hereinafter described) and intermediate points over and along U. S. Highways Nos. 101 and 101-A and points within five miles laterally of such highways - said Los Angeles metropolitan area being described as follows:

Beginning at the intersection of the Los Angeles-Orange County Line with the Pacific Ocean, thence westerly and northerly along the coast line to its intersection with the projection southerly of the line of Topanga Canyon Road; thence northerly along said projection Topanga Canyon Road and Topanga Canyon Boulevard to Devonshire Street; thence easterly along Devonshire Street to Sepulveda Boulevard; thence northerly and northeasterly along Sepulveda Boulevard and Chatsworth Drive to San Fernando Road (Highway U. S. 99); thence northwesterly and northeasterly along San Fernando Road, McClay Avenue and Pacoima Canyon Road to the southerly boundary of the Angeles National Forest; thence easterly along said southerly boundary of the Angeles National Forest to the San Gabriel Forest Highway; thence southerly along San Gabriel Forest Highway and Azusa Avenue to Highway U. S. 60; thence westerly and southwesterly along Highway U. S. 60, Sunset Avenue, Seventh Avenue, Turnbull Canyon Road to Greenleaf Avenue in Whittier; thence southerly along Greenleaf Avenue to Highway U. S. 101; thence southeasterly along Highway U. S. 101 to the Los Angeles-Orange County Line; thence southerly, westerly and southwesterly along said County Line to the point of beginning.

(2) That in providing service pursuant to the certificate herein granted, applicant shall comply with and observe the following service regulations:

- a. Applicant shall file a written acceptance of the certificate herein granted within a period of not to exceed 30 days from the effective date hereof.

- b. Within 60 days from the effective date hereof and on not less than 5 days' notice to the Commission and the public, applicant shall establish the service herein authorized and 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, appropriate tariffs and time tables.
- c. Subject to the authority of this Commission to change or modify them by further order, applicant, in providing service pursuant to the certificate herein granted, may use the following described routes for operating convenience only which shall be in addition to the certificated routes:

Over and along Chittendon Pass Highway (State Route No. 152) between Watsonville and Gilroy. Over and along public highway between Watsonville Junction and the intersection of such public highway with U. S. Highway No. 101 approximately five miles north of San Juan. Over and along public highway between Castroville and Salinas and over and along the Monterey highway between Monterey and Salinas.

(3) That in all other respects Application No. 28071 is hereby denied without prejudice.

The effective date of this order shall be 20 days from the date hereof.

Dated at Los Angeles, California, this 25th day of March, 1947.

Harold P. Hull
Justin F. Calver
A. J. [unclear]
[unclear]

 COMMISSIONERS