

Decision No.

40524**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 VINCENT A. TORRAS, doing business as)
 WERMUTH TRANSFER, for a certificate)
 of public convenience and necessity)
 as a highway common carrier of property)
 between Carmel and Robles Del Rio and)
 intermediate points.)

Application No. 28518

O P I N I O N

Vincent A. Torras presently conducts a highway common carrier freight and baggage service between Monterey and Carmel (1) under the name of Wermuth Transfer. By this application he seeks to extend his service from those two points into the Carmel Valley for a distance of 15 miles, terminating at Robles del Rio. The application states that there are a number of resorts and business establishments in the valley, which urgently require a highway common carrier service from Carmel and Monterey, and that applicant has been requested by the proprietors of those establishments, and by residents of the Carmel Valley, to provide such service. No other highway common carrier service, it is alleged, is presently available in the territory.

The proposal contemplates one round trip per day on Tuesdays, Thursdays and Saturdays, between Carmel and Robles del Rio, serving the intermediate points of Farm Center and Los Laurelos

(1) The present operative rights were acquired by Decision No. 7382, dated April 8, 1920, in Application No. 4689, and by Decision No. 38578, dated January 2, 1946, in Application No. 27159.

Village. Available equipment consists of two Chevrolet one and one-half ton flat bed trucks and one 1947 Chevrolet three-quarter ton pickup truck. Class rates are offered for lots of less than 2,000 pounds and for lots of 2,000 pounds or over, subject to a minimum charge of \$1.00 per shipment.

The application has been endorsed by the Carmel Valley Business and Professional Association, representing a considerable number of business people who operate stores, shops, mills, cafes, hotels and other enterprises in the Carmel Valley. The Association, through its president, has advised the Commission that the Carmel Valley is greatly in need of a common carrier freight service capable of delivering merchandise to business firms in the valley on a through rate basis from San Francisco, Oakland, San Jose and other Bay area points. The Association has expressed the hope that such a basis of rates may ultimately be established between applicant and the Southern Pacific Company.

Highway Transport, Inc., which furnishes a common carrier service generally between the San Francisco Bay area and certain points in the Monterey Bay area, has advised the Commission that it has no objection to the granting of the requested certificate. No one else has entered a protest.

Upon full consideration of the application we are of the opinion and find as a fact that public convenience and necessity require the establishment and operation of the service proposed therein. The application will therefore be granted. A public hearing is not necessary.

O R D E R

An application therefor having been filed, it having been found that public convenience and necessity so require, and the Commission now being fully advised,

IT IS ORDERED:

(1) That a certificate of public convenience and necessity be and it is hereby granted to Vincent A. Torras authorizing the establishment and operation of a service as a highway common carrier, as defined by Section 2-3/4 of the Public Utilities Act, between Carmel and Robles del Rio and intermediate points.

(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 it by further order, applicant shall conduct operations pursuant to the certificate herein granted over and along the following route:

Between Carmel and Robles del Rio via the Carmel Valley Road, and return via the same route.

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

Dated at San Francisco, California, this 22nd day of July, 1947.

Harold H. Kula
Justice J. Callahan
San H. K. Kull
A. J. D. D.

COMMISSIONERS