

Decision No. 40682

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
PACIFIC MOTOR TRUCKING COMPANY, a )  
corporation, for a certificate of )  
public convenience and necessity to )  
operate motor vehicles for the trans- )  
portation of property over the public )  
highways between Lone Pine, Searles )  
and Mojave, California, and to con- )  
solidate such operations with existing )  
operations between Lone Pine, Lone )  
Pine Station and Benton, California. )

**ORIGINAL**

Application No. 23203  
2nd Supplemental

SECOND SUPPLEMENTAL OPINION

Pacific Motor Trucking Company is providing a certificated highway common carrier service (Dec. No. 33759) between Lone Pine and Mojave and certain named rail stations of Southern Pacific Company intermediate thereto. The certificate authorizing this service was granted subject to the restrictions set forth in the margin. (1)

By second supplemental application Pacific Motor Trucking Company seeks authority under Section 50-3/4 (c) of the Public

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- (1) " 1. The foregoing service shall be limited to that which is auxiliary to, or supplemental of, the rail service of Southern Pacific Company, and as underlying carrier for any express corporation duly authorized to operate to or from the foregoing points. .
  - " 2. Applicant shall not render service to or from nor interchange traffic at any point not a station on the rail line of Southern Pacific Company, provided, however, that at Searles traffic may be interchanged with Trona Railway Company at its station.
  - " 3. Shipments transported by applicant by motor vehicle shall be limited to those which, in addition to the movement by motor vehicle, shall have either a prior or subsequent movement by rail.
  - " 4. Applicant may render store-door pickup and delivery service at the points hereinabove named only within the pickup and delivery zones for each respective point as described and published in the tariff or tariffs of the Southern Pacific Company currently on file with this Commission and in effect."

Utilities Act to establish highway common carrier service to and from the intermediate rail station of Marilyn. Marilyn is a newly established Southern Pacific Company non-agency station situated between the non-agency stations of Cartago and Bartlett now served by this applicant. Applicant proposes to render an on-call service at Marilyn similar to that being rendered at other intermediate rail stations it is authorized to serve pursuant to the certificate referred to.

As justification for the authority sought, it is stated that Southern Pacific Company, of which applicant is a wholly owned subsidiary, has established the new non-agency station named Marilyn to take care of carload and less-carload requirements of a new soda ash plant being constructed at that point by Permanente Metals Corporation; that as Marilyn was not established at the time applicant received its operating authority in this territory (Decision No. 33759) it cannot serve Marilyn for the handling of intrastate shipments; that under present conditions it is necessary to transport intrastate less-carload traffic destined to Marilyn by truck from the nearest agency which is Lone Pine Station situated about 20 miles north of Marilyn; that applicant possesses interstate authority to serve Marilyn and that the proposed service could be provided at Marilyn in connection with its present operations at small additional expense.

The only other common carrier operating between points in the territory involved is Western Truck Lines which provides a highway common carrier service. It has waived protest to the application provided that any authority issued to serve Marilyn is made subject to the same restrictions applicable to operations conducted by applicant pursuant to Decision No. 33759.

After full consideration we find that public convenience

and necessity require the proposed operation which will be authorized by a modification of the certificate granted by Decision No. 33759 to include therein the point of Marilyn as an intermediate rail station of Southern Pacific Company to be served by applicant. No public hearing is necessary.

O R D E R

An application therefor having been filed and it having been found that public convenience and necessity so require,

IT IS ORDERED:

(1) That the DECLARATION of the order of Decision No. 33759 is hereby amended by adding thereto the intermediate rail station of Southern Pacific Company at Marilyn, as a point to be served by Pacific Motor Trucking Company.

(2) That 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. 60 and Part IV of General Order No. 93-A, by filing in triplicate and concurrently making effective, appropriate tariffs and time tables.

(3) That in all other respects said Decision No. 33759 shall remain in full force and effect.

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

Dated at Los Angeles, California, this 10<sup>th</sup> day of September, 1947.

Harold K. Kule  
Justice J. C. Green  
J. J. St. Paul  
R. J. Anderson