

ORIGINAL

Decision No. 42846

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of Application of)	
PACIFIC MOTOR TRUCKING COMPANY for)	
certificate of public convenience)	
and necessity for the transportation) Application No. 20297	
of property by motor truck for other)	
common carriers between Mojave and)	
Saugus and intermediate points.)	

O P I N I O N

Pacific Motor Trucking Company, by application filed March 9, 1949, requests modification of Decision No. 30088, dated September 7, 1937; issued in the above-entitled matter, and subsequently amended by Decisions No. 31042 and No. 31882. The revision sought is the elimination from the certificate granted Pacific Motor Trucking Company of the following restriction:

"Nor shall applicant transport any property between Saugus and Lancaster, and the points intermediate thereto, having origin or destination in Los Angeles."

and the substitution of the following:

"Nor shall applicant transport any property between Saugus and Harold, and points intermediate thereto, having origin or destination in Los Angeles."

Applicant alleges that this restriction, as presently effective, requires operation of duplicate service by truck and by rail freight train in the territory between Mojave and Harold. The removal of the restriction, it is asserted, will permit movement by truck of all shipments to and from the points involved and

will eliminate the necessity for the duplicate service by rail car and, at the same time, result in improved service to shippers and consignees and in substantial operating savings.

A similar request, covering the territory between Saugus and Lancaster, was denied applicant by Decision No. 33822, dated January 21, 1941, primarily because the coordinated operation then proposed was not considered as expeditious as that rendered by Red Line Express, and it was felt that the injury to Red Line Express, the protestant to that application, justified refusing the request.

Desert Express, alleged to be the only fixed-termini or regular-route highway common carrier, other than applicant, now conducting operations between Los Angeles, on the one hand, and Lancaster, Palmdale, and Harold, on the other, has, by letter from Arthur E. Glanz, its attorney, stated that it has no objection to the removal of the restriction as requested. The removal of this restriction is found to be in the public interest, and, consequently, the application will be granted. A public hearing is unnecessary.

O R D E R

Application having been made to the Public Utilities Commission for an order removing a restriction to its operating rights in serving the territory of Lancaster and Palmdale, and the Commission having considered the matter and being of the opinion that a public hearing is unnecessary, and finding that the application should be granted, therefore,

IT IS ORDERED that Condition No. 7 of Decision No. 30088, as added by Decision No. 31042, and amended by Decision No. 31882, be, and it hereby is, further amended by deleting therefrom the following words:

"Nor shall applicant transport any property between Saugus and Lancaster, and the points intermediate thereto, having origin or destination in Los Angeles."

IT IS FURTHER ORDERED that said Condition No. 7, as added to said Decision No. 30088 by the fourth ordering paragraph of Decision No. 31042, and as modified by Decision No. 31882, be, and it hereby is, amended so that it shall and does provide as follows:

"Applicant shall not transport any property having both origin and destination in the territory between Mojave and Rosamond, and intermediate points. Nor, shall applicant transport any property between Saugus and Harold, and points intermediate thereto, having origin or destination in Los Angeles."

IT IS FURTHER ORDERED that in all other respects Decision No. 31882, dated March 30, 1939; Decision No. 31042, dated June 27, 1938; and Decision No. 30088, dated September 7, 1937,

be, and they hereby are, affirmed.

The effective date of this order shall be twenty (20) days after the date hereof.

Dated at San Francisco, California, this 10th day of May, 1949.

R. Z. Friedman
Justice J. Cassen
Just. Powell
Harold P. Hall
Samuel P. Potter
COMMISSIONERS