

Decision No. 43032

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of VALLEY MOTOR LINES, INC., for an order authorizing VALLEY MOTOR LINES, INC. to extend its services from Tulare and southern California, for the transportation of express matter of VALLEY EXPRESS CO.

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) Application No. 27915
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Hugh Gordon, for applicant; H. P. Merry, for Southern California Freight Lines and Southern California Freight Forwarders, protestants; Phil Jacobson, for Western Truck Lines, protestant; Leo Sievert, Wm. F. Brooks, Allan P. Matthew, and Roland J. Menning, for Santa Fe Transportation Co. and Atchison, Topeka & Santa Fe Railway Co., interested parties; E. L. VanBellen, for Southern Pacific Co. and Pacific Motor Trucking Co., interested parties; Wallace K. Downey, for Pacific Freight Lines and Pacific Freight Lines Express, interested parties; Berol & Handler by Edward M. Berol, for Savage Transportation Company and E. J. Willig Truck Transportation Company protestants; Willard S. Johnson, for E. A. Hills, doing business as Hills Transportation Company, and Hills Transportation Company, protestants.

O P I N I O N

In this proceeding Valley Motor Lines, Inc. requested a temporary certificate of public convenience and necessity to extend its highway common carrier operations from Tulare via U. S. Highway 99, to the Los Angeles area, as described in Exhibits "C" and "D", attached to the application, subject to the restrictions (a) that no service shall be rendered to intermediate points along the route between Tulare on the one hand, and the Los Angeles area, on the other; and (b) that no service shall be rendered between Fresno on the one hand, and Los Angeles area, as described in Exhibit "D".

This application was filed during the pendency of Application No. 25264 as an alleged emergency measure to perpetuate

and improve a service jointly rendered by applicant and Pacific Freight Lines, Inc., both acting as underlying carriers for Valley Express Co. Under authorization of this Commission, equipment was interchanged between the two underlying carriers at Fresno. The traffic moved under Valley Express Co. billing.

Public hearings were had before Examiner Brown at San Francisco and Los Angeles. The matter was submitted August 27, 1947, subject to the filing of briefs.

At the time this application was filed the authority sought was substantially that requested in Application No. 25264. Since then, however, conditions materially changed. Applicant, by Decision No. 41237, Application No. 28264, (February 17, 1948) acquired the operative rights of Reader Truck Lines, which permitted Valley Motor Lines, Inc. to render through service between San Francisco and Los Angeles. Moreover, Application No. 25264 was amended, requesting greater rights than those requested in the original application.

Upon a more comprehensive record, the Commission by Decision No. ~~43003~~, in Application No. 25264, dated June 14, 1949, decided the issues raised in this proceeding.

Application No. 27915 therefore will be dismissed.

O R D E R

Public hearings having been held in the above entitled proceeding, the matters having been submitted on briefs, and the evidence and briefs having been fully considered by this Commission, and basing

this Order upon the record and the conclusions and findings contained in the foregoing opinion,

IT IS ORDERED: that this proceeding be, and it hereby is dismissed.

Dated at San Francisco, California, this 21st day of June, 1949.

R. F. [Signature]
Justice J. [Signature]
[Signature]
Harold P. [Signature]
[Signature]
 COMMISSIONERS