

ORIGINAL

Decision No. 42718

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
P. B. HACKLEY, JR., doing business)
as MENDOCINO TRANSIT COMPANY, for)
authority to transport express ship-)
ments weighing not in excess of 100)
pounds each, between Fort Bragg and)
Santa Rosa and intermediate points,)
on passenger carrying vehicles and)
incidental to the transportation of)
passengers.)

Application No. 30814

O P I N I O N

In this proceeding, P. B. Hackley, Jr., doing business as Mendocino Transit Company, requests authority to transport shipments of express not to exceed 50 pounds each in weight as a passenger stage corporation, as defined in Section 2½ of the Public Utilities Act, between Fort Bragg and Santa Rosa, exclusive of local service between Cloverdale and Santa Rosa and intermediate points. That authority is sought as an extension and enlargement of applicant's passenger stage operative right between those points. Applicant further requests that said service be exempt from the established minimum rates for the transportation of property.

By virtue of Decision No. 34293, in Application No. 23616, applicant is transporting passengers and baggage between Fort Bragg and Santa Rosa and intermediate points with the restriction that no local service may be rendered between Cloverdale and Santa Rosa, nor between Cloverdale and Santa Rosa, on the one hand, and points intermediate thereto, on the other hand, provided that service may be rendered between Fort Bragg and Cloverdale, and intermediate points (exclusive of Cloverdale) on the one hand, and points

between Cloverdale and Santa Rosa, both inclusive, on the other hand.

According to applicant, shipments of express would be transported on passenger carrying vehicles only, operating over the present route and no additional equipment would be required. An interchange of shipments with Pacific Greyhound Lines is proposed at Santa Rosa. The rates that would be charged are as follows:

<u>Weight of Shipment in Pounds</u>	<u>Rate Between Any Two Points</u>
0 to 25	\$.50
26 to 50	.75

As justification for the authority sought, applicant alleges that he has received many requests for the transportation of express shipments and that the service as proposed would be *more* ^{7.12}expeditious and less circuitous than the service presently available for express shipments of 50 pounds or less.

Applicant was authorized to deviate from the established minimum rates for the transportation of property by Decision No. 39253, in Case No. 4246. The authorization there granted will apply to the operation as herein authorized.

Carriers presently serving between the points involved have been served with a copy of the application. No protest has been received.

After full consideration of the evidence of record, the Commission is of the opinion and finds that public convenience and necessity require the establishment and operation of the service as proposed. A public hearing does not appear necessary.

O R D E R

Application having been made, the Commission being fully advised in the premises and it having been found that public convenience and necessity so require,

IT IS ORDERED:

(1) That a certificate of public convenience and necessity is hereby granted to P. B. Hackley, Jr., doing business as Mendocino Transit Company, for the transportation of shipments of express weighing not in excess of 50 pounds each on passenger carrying vehicles only, between Fort Bragg and Santa Rosa and intermediate points.

(2) That the certificate granted in paragraph (1) of the order herein is granted as an extension and enlargement of and is consolidated with the operative rights heretofore created by Decision No. 34293, in Application No. 23616.

(3) That said certificate is granted subject to the following restriction:

No local service may be rendered for the transportation of shipments of express weighing not to exceed 50 pounds each between Cloverdale and Santa Rosa, nor between Cloverdale and Santa Rosa, on the one hand, and intermediate points between Cloverdale and Santa Rosa, on the other hand, provided that service may be rendered between Fort Bragg and Cloverdale, and intermediate points (exclusive of Cloverdale) on the one hand, and points between Cloverdale and Santa Rosa, both inclusive, on the other hand.

(4) 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 after the effective date hereof.

- (b) Within 60 days after the effective date hereof and on not less than 5 days' notice to the Commission and the public, applicant shall comply with the provisions of General Order No. 80 by filing in triplicate, and concurrently making effective, appropriate tariffs.

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

Dated at San Francisco, California, this 17th day of January, 1950.

R. E. Anderson
Justin F. Callahan
James T. Howell
Harold Kild
Penelope Potter
COMMISSIONERS