

Decision No. 44626

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
HIGHWAY TRANSPORT, INC., a corporation,)
for a certificate of public convenience)
and necessity to operate as a highway)
common carrier between Monterey and)
Robles Del Rio, and intermediate points.)

Application No. 31269

O P I N I O N

Highway Transport, Inc., by the instant application, seeks a certificate of public convenience and necessity authorizing it to perform service as a highway common carrier between Monterey and Robles Del Rio, and intermediate points.

Applicant presently conducts operations generally between San Francisco, San Jose, Gilroy, Salinas, Del Monte and Monterey and intermediate points. (1)

Service will be furnished on Wednesday and Friday of each week, leaving Monterey at 9:00 a.m., arriving at Robles del Rio at 12:00 noon, and departing from Robles Del Rio at 12:00 noon, returning to Monterey at 1:00 p.m. It is proposed to establish rates, rules and regulations in conformity with those set forth in the Commission's Highway Carriers Tariff No. 2. An equipment list and balance sheet as of December 31, 1949, attached to the application as Exhibits "C" and "D" respectively, indicate that applicant possesses adequate equipment and financial resources to institute and maintain the proposed service.

(1) Operative rights were created pursuant to Decision No. 38466, dated December 10, 1945 in Application No. 24476, Decision No. 40934 dated November 19, 1947 in Application No. 28333.

Applicant alleges that it is now rendering service between Monterey and Carmel; that it is informed and believes that there is no common carrier service beyond Carmel; that it has received numerous requests from its shippers to provide the service for which authority is sought herein.

Southern Pacific Company, Pacific Motor Trucking Company and Railway Express Agency, Inc. have advised the Commission in writing that they will not protest the granting of this application.

The Commission, after consideration of the facts as alleged herein, is of the opinion and hereby finds that public convenience and necessity require that this application be granted. A public hearing is not necessary.

O R D E R

An application having been filed, and the Commission being of the opinion that the authority requested should be granted,

IT IS ORDERED:

(1) That a certificate of public convenience and necessity be and it is hereby granted to Highway Transport, Inc., authorizing the establishment and operation of a service as a highway common carrier, as defined in Section 2 3/4 of the Public Utilities Act, for the transportation of property between Monterey and Robles del Rio and intermediate points as an extension and enlargement of and consolidated with the operative rights heretofore granted it by this Commission.

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

Beginning at Monterey thence via State Highway No. 1 to Carmel, thence via an unnumbered highway known as the "Carmel Valley Road" to Robles Del Rio. As an alternate to be used in connection with and as a part of the above route: Via an unnumbered highway, from its intersection with the "Carmel Valley Road" near Robles Del Rio to its junction with the unnumbered highway known as the "Salinas - Del Monte Road".

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

Dated at San Francisco, California, this 8th day of August, 1950.

Justin F. Casanova
Ernest J. Powell
Harold B. Hull
Perceuth Lott
 Commissioners