

ORIGINAL

Decision No. 44629

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
J. CHRISTENSON CO., a corporation, )  
for a certificate of public conven- )  
ience and necessity to extend its )  
highway common carrier service to )  
various points and places in )  
California. )

Application No. 31561

Willard S. Johnson for applicant.

O P I N I O N

J. Christenson Co., by this application as amended, seeks a certificate of public convenience and necessity authorizing it to serve:

- (a) All points on U. S. Highway 40 between Richmond and Roseville, including Roseville;
- (b) All points on State Highway 24 between Walnut Creek and Sacramento;
- (c) All points on State Highway 29 between Vallejo and Napa, including Napa;
- (d) All points on U. S. Highway 99E between Roseville and Chico, including Chico;
- (e) All points on U. S. Highway 99W between Davis and Orland, including Orland;
- (f) All points on State Highway 32 between Chico and Orland;
- (g) Colusa, Corning, Croville and Paradise as off route points;
- (h) Locally between all points embraced in (a) through (g) above;
- (i) All points which applicant is now authorized to serve, on the one hand, and all points embraced in (a) through (g) above,

as an extension of its highway common carrier services.

A public hearing was held before Examiner Silverhart at San Francisco, Monday, July 24, 1950 and the matter submitted for

decision. There were no protests.

Applicant is presently engaged in the transportation of certain perishable commodities in insulated equipment, under refrigeration, generally between San Francisco, Sebastopol, Salinas, Sacramento and Tulare and intermediate points, pursuant to the provisions of Decision No. 44241, dated May 26, 1950 in Application No. 30872.

Applicant's present rates are, and those proposed to be charged will be, the rates established as minima plus five per cent, with the exception that on empty containers the minimum rates are and will continue to be observed. Daily service will be offered. The record indicates that applicant possesses adequate terminal facilities, financial resources and equipment to institute and maintain the proposed service.

Representatives of seven shippers dealing in commodities requiring refrigeration in transit testified upon behalf of applicant. Their testimony disclosed that they had used and now are using applicants' service; that such service was and is highly satisfactory; that if the authority sought herein is granted they will use applicant's service as so extended. It was stated that no other highway common carrier offered a service comparable to that proposed by applicant between the points under consideration here.

An examination of the record in this proceeding discloses that there is a public need for the service proposed by applicant.

Upon the evidence presented, we find that public convenience and necessity require that this application be granted in the manner set forth in the ensuing order.

O R D E R

A public hearing having been had and the Commission, upon the evidence received having found that public convenience and necessity so require, now therefore,

IT IS ORDERED:

(1) That a certificate of public convenience and necessity be and it is hereby granted to J. Christenson Co., a corporation, 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 such commodities as are described in Decision No. 44241, dated May 26, 1950, in Application No. 30072, between:

- (a) All points on U. S. Highway 40 between Richmond and Roseville, including Roseville;
- (b) All points on State Highway 24 between Walnut Creek and Sacramento;
- (c) All points on State Highway 29 between Vallejo and Napa, including Napa;
- (d) All points on U. S. Highway 99-E between Roseville and Chico including Chico, with service to and from off-route points of Oroville and Paradise;
- (e) All points on U. S. Highway 99-W between Davis and Orland, including Orland, with service to and from off-route points of Colusa and Corning;
- (f) All points on State Highway 32 between Chico and Orland;
- (g) Locally between all points embraced in sub-paragraphs (a) through (f) above;
- (h) All points encompassed by sub-paragraphs (a) through (f) above, on the one hand and points J. Christenson Co., is presently authorized to serve, on the other hand,

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 routes enumerated in paragraph (1) of this order and, in addition, may operate over and along the following alternate routes:

Between Sacramento and Oroville - State Highway 24.  
Between Williams and Marysville - State Highway 20.  
Between Fairfield and Rio Vista - State Highway 12.

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

Dated at San Francisco, California, this 8<sup>th</sup> day of August, 1950.

Justice F. Caswell  
Chairman  
Harold K. Kullback  
Commissioner  
Genevieve P. Pottel  
Commissioners