

ORIGINAL

Decision No. 45610

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
 E. D. BLAKELY, HELEN I. BLAKELY and )  
 HAROLD D. BLAKELY, a copartnership, )  
 doing business under the firm name of )  
 E. D. BLAKELY & SON, for a certifi- )  
 cate of public convenience and necessity) Application No. 30799  
 to operate as an irregular route, or, )  
 in the alternative, as a highway common )  
 carrier, for the transportation of )  
 petroleum and petroleum products in )  
 the State of California. )

Francis X. Vieira, for applicant.

O P I N I O N

Applicants, by Decision No. 44136, dated May 2, 1950, in Application No. 30799, were granted a certificate as a highway common carrier for the transportation of petroleum and petroleum products, in bulk, except liquefied petroleum gases and other petroleum products requiring pressurized tanks, and except liquid asphalt and hot road oils and other petroleum products requiring insulated tanks (a) between Oakland and Santa Rosa, Sacramento, Stockton, Modesto and Livingston, and (b) between Martinez and Stockton and Modesto, including all intermediate points.

Said Decision No. 44136 shows that Application No. 30799 was duly filed and was predicated, in part, upon operations conducted by applicants on September 1, 1949, and thereafter under a permit to operate as a radial highway common carrier.

Pursuant to applicants' request this matter was reopened for further hearing which was held at San Francisco on April 16, 1951, before Examiner Silverhart and the matter submitted.

Applicants now request a certificate of public convenience and necessity to operate as a petroleum irregular route carrier to all points and places in California, excluding therefrom all points authorized to be served pursuant to Decision No. 44136. There were no protests to the granting of the application.

The record establishes, and we so find, that public convenience and necessity require that E. D. Blakely, Helen I. Blakely and Harold D. Blakely establish and operate a service as a petroleum irregular route carrier to the extent set forth in the ensuing order.

O R D E R

A public hearing having been held and the Commission having found that public convenience and necessity so require,

IT IS ORDERED:

(1) That a certificate of public convenience and necessity is granted to E. D. Blakely, Helen I. Blakely and Harold D. Blakely, copartners, authorizing the establishment and operation of a service as a petroleum irregular route carrier, as defined in Section 2-3/4 of the Public Utilities Act, for the transportation of (a) liquid asphalts and hot road oils and other petroleum products requiring insulated tanks between all points and places within the State of California, and (b) liquefied petroleum gases and other petroleum products requiring pressurized tanks between all points and places within the State of California, and (c) all other petroleum and petroleum products in tank trucks and tank trailers between all points and places in the State of California, except the points and places now authorized to be served by them

as a highway common carrier pursuant to Decision No. 44136, dated May 2, 1950.

(2) That in providing service pursuant to the certificate herein granted, applicants shall comply with and observe the following service regulations:

- a. Within thirty (30) days after the effective date of this order, applicants shall file a written acceptance of the certificate herein granted.
- b. Within sixty (60) days after the effective date hereof, applicants shall 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 on not less than five (5) days' notice to the Commission and the public.

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

Dated at San Francisco, California, this 24th day of April, 1951.

R. T. [Signature]  
Justus J. Casner  
Harold P. Kula  
Henriette Pottel  
Robert L. Mitchell  
 COMMISSIONERS