

ORIGINAL

Decision No. 46393

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Petition of PALO ALTO TRANSFER & STORAGE)  
COMPANY, a corporation, for authority to ) Application No. 32699  
discontinue service.

O P I N I O N

By Decision No. 44147, dated May 9, 1950, in Application No. 30797, a certificate of public convenience and necessity was granted to Palo Alto Transfer & Storage Company, authorizing the establishment and operation of service as a highway common carrier for the transportation of (a) Used Household Goods, such as clothing, furniture, furnishings, radios, musical instruments, stoves and refrigerators, (b) Used Fixtures and Equipment, such as furniture, furnishings and other appurtenances commonly used in a store, office, museum, institution, hospital, or other establishment, and (c) New Household Goods, Fixtures and Equipment, as described in (a) and (b), when not intended for resale, between Sunnyvale and San Rafael and between Sunnyvale and Richmond, together with all points intermediate thereto, along the routes hereinafter described, and all points situated within a distance of 15 miles laterally on either side of said routes; provided, however, that no lateral service may be rendered or furnished south of State Highway 9, nor north of a line drawn easterly and westerly through San Rafael and Richmond, respectively.

Applicant has rendered service in accordance with said certificate but now desires to be relieved of the right heretofore granted and to retire from the field of certificated carriers. Applicant alleges that it has encountered many difficulties in

conducting its business as a certificated carrier which could be more satisfactorily performed under authority of a radial highway common carrier permit, which it already possesses. <sup>(1)</sup>

Some of these difficulties are:

(1) The numerous radial highway common carriers in the field offer a competitive service which applicant cannot meet.

(2) Applicant's services outside of the cities must be performed under its tariff rates, rules and regulations while its operation between points in the same cities is subject only to minimum rate orders of the Commission. The difference in rates between the two kinds of service has made it difficult to keep records and accounts. This has caused difficulty in competing with the radial service.

Applicant directs attention to the recently enacted Household Goods Carriers' Act. <sup>(2)</sup> Upon the effective date of this act applicant's service became subject to the new legislation insofar as the movement of used household goods is concerned.

Having given due consideration to this matter the Commission is of the opinion, and finds, that the application to discontinue service under authority of Decision No. 44147 should be granted. A public hearing is not necessary.

---

(1) Permit No. 43-16.

(2) Statutes 1951, Chapter 974, effective September 22, 1951.

O R D E R

Application having been made in the above entitled matter and the Commission being duly advised and hereby finding that public convenience and necessity so require,

IT IS ORDERED:

(1) That Palo Alto Transfer & Storage Company is hereby authorized to discontinue and abandon highway common carrier service as authorized by Decision No. 44147, dated May 9, 1950, in Application No. 30797.

(2) That the operative right created by said Decision No. 44147 is hereby revoked and annulled and all effective tariffs and time schedules on file in applicant's name are hereby cancelled.

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

Dated at San Francisco, California, this 6<sup>th</sup> day of November, 1951.

A. F. Anderson  
President  
Justus J. Garner  
Harold S. Hula  
Samuel H. Potter  
John L. Whitcomb  
Commissioners