

Decision No. 46520**ORIGINAL**

## BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
 PAUL L. PETERSON (Modoc Transport) )  
 for extension of his present ) Application No. 32363  
 certificate to operate as a highway )  
 common carrier. )

Charles Lederer, for applicant.

O P I N I O N

Paul L. Peterson, applicant herein, seeks a certificate of public convenience and necessity authorizing the transportation of general commodities, with certain exceptions, <sup>(1)</sup> between Sacramento and San Francisco Bay points, on the one hand, and all points served by applicant under his present highway common carrier authority, on the other hand, except the City of Redding. The application was submitted, without opposition, following a public hearing at Alturas on September 27, 1951, before Examiner Gregory.

Applicant has conducted operations since 1948 between Redding, in Shasta County, and the California-Oregon state line at New Pine Creek, Modoc County, and intermediate points via Alturas and within two miles laterally of the highways traversed between termini, following acquisition from a successor of Oregon-Nevada-California Fast Freight, Inc. (Decision No. 41421, Application No. 29169) of the certificate granted to that carrier in 1941 by Decision No. 34617, in Application No. 23594. Applicant also holds parallel interstate operating authority, as a common carrier by motor truck, between Redding, California, and Lakeview, Oregon, via

(1) Petroleum products in bulk in tank vehicles; uncrated household goods; explosives; livestock; commodities requiring special equipment for handling or transporting.

Alturas. Joint rates, with interchange of loadings at Redding, are maintained with Oregon-Nevada-California Fast Freight, Inc.

(Decision No. 41446, Application No. 29170.)

Applicant proposes to establish direct, overnight service between Sacramento and San Francisco Bay points, on the one hand, and points between Bella Vista, in Shasta County, and New Pine Creek, in Modoc County, including the City of Alturas, on the other hand, via specified regular and alternate routes. Rates will be generally at the level of those established by the Commission in 'Highway Carriers' Tariff No. 2.

Applicant plans to establish terminals at Oakland, Sacramento and Burney. Freight from the bay area and Sacramento will move in line-haul equipment direct to Burney, where shipments destined to points between Redding and Alturas will be transferred to lighter units for delivery, thus expediting service over applicant's system as well as eliminating the necessity of integrating local and intermediate point freight with long-haul traffic. The direct service here proposed will also eliminate the present interchange arrangement at Redding with Oregon-Nevada-California Fast Freight and the delays, damage and revenue loss incident thereto.

Public testimony in support of the application establishes that businesses in the Alturas area engaged in handling farm equipment, automobiles and trucks, building materials and electrical appliances need faster service from bay area points, especially during harvest season, than they now receive under applicant's present method of operation.

We find from the evidence that public convenience and necessity require the extension of applicant's highway common carrier service as proposed in the application herein, and that applicant appears to be qualified by experience and possession of

substantial resources to inaugurate such service. Accordingly, the requested certificate will be granted.

O R D E R

Public hearing having been held on the above-entitled and numbered application, the matter having been submitted for decision, the Commission now being fully advised and basing its order upon the findings and conclusions contained in the foregoing opinion,

IT IS ORDERED:

(1) That a certificate of public convenience and necessity be, and it is hereby, granted to Paul L. Peterson, doing business as Modoc Transport, authorizing the establishment and operation of service as a highway common carrier, as that term is defined in Section 213 of the Public Utilities Code, for the transportation of general commodities, except petroleum products in bulk in tank vehicles, uncrated household goods, explosives, livestock, and commodities requiring special equipment for handling or transporting, between Sacramento, North Sacramento, West Sacramento, McClellan Field, San Francisco, South San Francisco, Oakland, Alameda, San Leandro, Emeryville, Berkeley, Albany, El Cerrito and Richmond, on the one hand, and all points between Belle Vista, in Shasta County, and New Pine Creek, in Modoc County, including the City of Alturas, on the other hand, as an extension and enlargement of applicant's existing certificate acquired pursuant to Decision No. 41421 in Application No. 29169.

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

- (a) Within thirty (30) days after the effective date hereof, applicant shall file a written acceptance of the certificate herein granted.
- (b) Within sixty (60) days after the effective date hereof, and upon not less than five (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, tariffs and time schedules satisfactory to the Commission.
- (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:

U. S. Highway 40 between San Francisco and Sacramento, and all connecting highways between San Leandro and Richmond and between San Francisco and South San Francisco; U. S. Highway 99-W between Sacramento and Red Bluff, and U. S. Highway 99 between Red Bluff and Redding.

Alternate Routes: All available connecting routes between U. S. Highway 40 and U. S. Highway 99, including unnumbered highway between Vacaville and Dunnigan.

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

Dated at San Francisco, California, this 11<sup>th</sup> day of December, 1951.

A. J. [Signature]  
President

Justice F. [Signature]

Harold P. [Signature]

[Signature]

[Signature]  
Commissioners