

ORIGINAL

Decision No. 48737

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Western Butane Service, Inc.,)	
a corporation, for permission to suspend)	Application No. 34136
operations as Statewide Petroleum Irregular)	
Route Carrier for one year period.)	

B. F. Temple, for applicant.

O P I N I O N

This application filed March 6, 1953, by an applicant operating under authority of this Commission ⁽¹⁾ as a petroleum irregular route carrier requests a year's suspension of operative rights. The reasons for the request are stated as the fact that it is using all its available equipment for delivering its own products and that it will have no equipment for a statewide certificate until it acquires additional automotive equipment.

Public hearing was held before Examiner Rowe in Chico on May 14, 1953, at which time evidence was adduced by applicant and the matter submitted for decision.

No showing was made by applicant of any loss in its certificated operation. Applicant's secretary-treasurer testified that there is no demand for its for-hire service during the summer months and until the first of October. He stated that applicant intended to procure adequate new equipment as soon as possible. His estimate of the period of time required for securing the necessary equipment was ninety days. Also, he said that the summer months are usually spent in overhauling equipment.

The evidence of record does not justify granting the relief sought. If as promised equipment is immediately ordered there is no need for a suspension of operative rights. Consequently, the Commission finds that the application should be denied.

(1) Decision No. 44354, dated June 20, 1950, in Application No. 31172

O R D E R

A public hearing having been held in the above-entitled proceeding and the matter having been duly submitted,

IT IS ORDERED that Application No. 34136 be and it hereby is denied.

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

Dated at San Francisco, California, this 23rd day of June, 1953.

R. J. [Signature]
 PRESIDENT
Justin J. [Signature]
Samuel [Signature]
W. L. [Signature]

COMMISSIONERS

Commissioner Harold P. Hu's being necessarily absent, did not participate in the disposition of this proceeding.