

Decision No. 49198**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Petition of CHARLES I. DOWD, dba)
 Dowd's Express & Storage for)
 authority to discontinue opera-) Application No. 34767
 tions under certificate of public)
 convenience and necessity.)

O P I N I O N

Applicant, commencing in 1926, has held operating rights as a highway common carrier of furniture and household goods, including baggage, between San Francisco, on the one hand, and Sausalito, San Rafael and Mill Valley and intermediate points, on the other hand, issued by this Commission. ⁽¹⁾ In the verified application, it is alleged that during the period of operation under his certificate of public convenience and necessity applicant was never called upon to perform service other than service as a "household goods carrier" as that term is defined in Section 5109 of the Public Utilities Code.

Applicant further states that since the time the Household Goods Carriers' Act (Chapter 7, Public Utilities Code) became effective he has not been called upon to perform any service under his said certificate. All the service which he formerly rendered under the certificate now falls within the scope and provisions of said Household Goods Carriers' Act and it is alleged that there is no longer any public need for service under said certificate.

The continuance of said certificate involves expense to applicant in that it requires publication of tariffs and schedules for a service no longer used by the public. Consequently, the Commission finds that applicant should be permitted to abandon his

(1)

Decision No. 16737 dated May 17, 1926, in Application No. 11337 as amended by Decision No. 41485 dated April 20, 1948, in Application No. 27789 and by Decision No. 41651 dated May 25, 1948 in Application No. 27789.

offer of service under said certificate of public convenience and necessity and it should be revoked. A public hearing is unnecessary.

O R D E R

Application therefor having been filed, the Commission being fully advised in the premises and finding that applicant's operative rights should be revoked,

IT IS ORDERED:

(1) That Charles I. Dowd, doing business as Dowd's Express & Storage, be and he hereby is authorized to abandon and discontinue service as a highway common carrier of furniture and household goods, including baggage between San Francisco, on the one hand, and Sausalito, San Rafael and Mill Valley and intermediate points, on the other hand.

(2) That all rates, rules, regulations, and schedules applying to said highway common carrier operation are hereby canceled and annulled.

(3) That the highway common carrier operating rights conferred under authority of the certificate of public convenience and necessity granted by Decision No. 16737 dated May 17, 1926, in Application No. 11337 as amended by Decision No. 41485 dated April 20, 1948, and by Decision No. 41651 dated May 25, 1948 both in Application No. 27789, be and they hereby are revoked and rescinded.

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

Dated at San Francisco, California, this 13th day of October, 1953.

R. F. [Signature]
President
Justia J. [Signature]
[Signature]
[Signature]
Commissioners