

Decision No. 49573

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
WILLIAM DINELLI)	
for authority to discontinue and)	
abandon operation of an automotive)	
service as a common carrier of fresh)	APPLICATION NO. 35021
fruits and vegetables between the)	
Delta Region to San Francisco and)	
Oakland.)	

O P I N I O N

William Dinelli by the above-entitled application requests authority to abandon an operative right and service as a highway common carrier. He holds permits as a radial highway common carrier; highway contract carrier and city carrier.

The right which applicant seeks to abandon was originally granted to L. P. Kerner, Jr., by Decision No. 28611 in Application No. 20154. It authorizes transportation of fresh produce, with restrictions, from an area in the Sacramento-San Joaquin Delta region to Oakland and San Francisco with empty containers in the reverse direction. The authority was transferred to applicant by Kerner in 1938 under authority of Decision No. 31326 in Application No. 22257.

As justification for the authority he seeks applicant points to the following: There is no substantial need for the service at the present time; that the amount of fruits and vegetables available for transportation at this time does not warrant continued operation; that it is impossible to operate profitably; that he is not at present operating under the certificated right.

We are of the opinion and find that public convenience and necessity no longer require the above-described services of applicant. No public hearing appears to be required.

O R D E R

Application having been filed, the Commission having considered the same and based upon the findings set forth in the foregoing opinion,

IT IS ORDERED:

(1) That William Dinelli is hereby authorized to discontinue and abandon the highway common carrier service described above, and that the certificate of public convenience and necessity as a highway common carrier of property referred to in said foregoing opinion is hereby canceled, revoked and annulled.

(2) That all effective tariffs filed on behalf of William Dinelli be and they are hereby canceled.

This order shall become effective twenty days after the date hereof.

Dated at San Francisco, California, this 18th day of January, 1954.

R. E. Anderson
 President

Bennett Pottel

John E. McMill

Gene Deagan

 Commissioners