

ORIGINAL

Decision No. 50845

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
DON H. HAWKEY, an individual doing )  
business as HAWKEY TRANSPORTATION, to )  
sell and INTERLINES MOTOR EXPRESS, a ) Application No. 35786  
corporation, to purchase a highway )  
common carrier certificate between )  
certain points in central and northern )  
California. )

O P I N I O N

Applicant Don H. Hawkey holds highway common carrier rights under which he transports lumber and forest products over extensive routes in California pursuant to authority granted by this Commission. These rights are not to be transferred. In addition, this applicant is engaged in the operation of a highway common carrier for the transportation of general commodities pursuant to Commission authority issued by Decision No. 46974 dated April 8, 1952 in Application No. 33213, as modified by Decision No. 47793 dated October 7, 1952, in Application No. 33705. These latter rights authorize service generally between Sacramento and the Bay Area, on the one hand, and on the other hand, points east and west of Redding.

It is proposed by this application filed September 17, 1954, that the rights involving general commodity transportation be sold to applicant Interlines Motor Express, a corporation, which now serves Redding from Sacramento and the Bay Area. It is alleged that by acquiring these rights Interlines will be able to provide a more complete and efficient single line service between the Bay Area and Sacramento, on the one hand, and Redding and points east and west thereof, on the other hand.

There are no competing highway common carriers offering a through service between the above-named respective points.

The transfer of the operative rights and several pieces of automotive equipment is to be made for cash. From information furnished it appears that applicant corporation has sufficient experience and financial resources to accomplish this purchase and thereafter adequately serve the public. The Commission finds that the proposed transfer of operative rights and equipment will not be adverse to the public interest. A public hearing is not necessary.

O R D E R

An application having been filed and the Commission being of the opinion that the authority requested should be granted,

IT IS ORDERED:

(1) That within sixty days after the effective date hereof Don H. Hawkey, doing business as Hawkey Transportation, may sell and transfer to Interlines Motor Express, a corporation, the operative rights described in Decision No. 46974 as modified by Decision No. 47793 and the property referred to in Application No. 35786 and said applicant corporation may acquire and thereafter operate the same, such sale and transfer to be made in accordance with the terms of the contract attached to said application as Exhibit "A".

(2) That within sixty days after the effective date hereof and on not less than five days' notice to the Commission and the public, applicant Interlines Motor Express shall establish the service herein authorized to be transferred and shall file in triplicate and concurrently make effective appropriate tariffs.

(3) That in the event the authority herein is exercised applicant Interlines Motor Express shall notify the Commission in writing of that fact and shall, within said period, file with the Commission a true copy of any bill of sale or other instrument of

transfer which may have been executed to effect said transfer.

(4) That the action taken herein shall not be construed to be a finding of the value of the operative rights and property herein authorized to be transferred.

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

Dated at San Francisco, California, this 13<sup>th</sup> day of October, 1954.

John E. Mitchell  
PRESIDENT

James J. Calver

Deane Higgins

Roy G. Lutz

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COMMISSIONERS