

Decision No. 50886

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of HELEN CASSERLY DODD, MARION)
DODD GOPCEVIC, and LURAH DODD)
VOUTE, the Executrices of the)
Estate of M. S. DODD, deceased,)
for removal of Pittsburg,)
California from the Certificate)
of Public Convenience and)
Necessity.)

Application No. 36531

O P I N I O N

By Decision No. 47423, dated June 30, 1952, M. S. Dodd was granted a certificate of public convenience and necessity authorizing highway common carrier service between, among other points in Central California, Oakland and Pittsburg, subject to the condition that iron and steel articles, including tin plate, in shipments of 20,000 pounds or more, are not to be transported to or from Pittsburg. Such decision does not authorize service to or from Sacramento.

The Commission is herein requested to issue its order excluding from said certificate service to and from Pittsburg.

Applicants allege:

1. That M. S. Dodd is deceased.
2. That on July 22, 1954, Letters Testamentary were issued to them as Executrices of the Estate of M. S. Dodd.
3. That M. S. Dodd prior to his death on July 4, 1954, and applicants subsequent thereto, have transported substantial tonnage of tin plate in truckload lots from Oakland to Sacramento for the American Can Company.
4. That the American Can Company receives shipments from Pittsburg at Oakland, further processes such tin plate and reships it to Sacramento.
5. That American Can Company has informed them that unless they can perform the entire service from Pittsburg to Oakland and Oakland to Sacramento and unless they can establish charges competitive with the rail rate, they will lose all of its transportation business.

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6. That such loss will result in a reduction of gross revenues ranging from \$40,000 to \$50,000 per annum and would cause an impairment of their service.

7. That service heretofore performed to or from Pittsburg consisted primarily of truckload service for one account at Pittsburg.

8. That service for the American Can Company and the other truckload shipper at Pittsburg can be performed pursuant to their highway contract permit.

9. That less-than-truckload shipments will be tendered to highway common carriers now serving Pittsburg, particularly Delta Lines, Inc., and Santa Fe Transportation Company.

Under the circumstances here disclosed, we are of the opinion that applicants should be permitted to suspend highway common carrier service to and from Pittsburg for a period of 100 days during which time the Commission's staff will make a further study of the matters involved. The ensuing order will so provide.

ORDER

An application having been filed and the Commission having given consideration thereto,

IT IS ORDERED that applicants are authorized to suspend their highway carrier service to and from Pittsburg for a period of one hundred days from the effective date of this order and shall, upon not less than one day's notice to the Commission and to the public, supplement its tariffs showing the suspension of service as herein authorized.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 21st

day of DECEMBER, 195 .

Arthur E. Mitchell
 President
James B. Calmes
Harold L. Patton
James Deaggin
Raymond...
 Commissioners