

ORIGINALDecision No. 51655

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)	
of ZOVEN MELIKIAN, an individual)	
doing business under the firm name)	Application No. 35972
and style of MELIKIAN TRUCKING)	
COMPANY, to operate a Highway)	
Common Carrier Service.)	

O P I N I O N

Zoven Melikian is a highway carrier engaged in the transportation of property in California pursuant to permits issued him by this Commission:

Applicant seeks an order authorizing him to conduct service as a highway common carrier for the transportation of certain specific commodities between Santa Rosa, Antioch, Stockton, San Francisco Territory and Los Angeles Basin Territory, including all intermediate points and lateral departures within 25 miles of U. S. Highway 99 between Madera and Bakersfield.

Notice of filing of the application was given all common carriers subject to the jurisdiction of this Commission.

It appears that applicant possesses the experience, equipment, personnel and financial resources to institute and maintain the proposed operation.

Upon consideration of the allegations of the application and the representations filed pursuant to the above-mentioned notice, the Commission finds that public convenience and necessity require that the application be granted to the extent set forth in the ensuing order. A public hearing is not necessary.

Applicant is hereby placed upon notice that operative rights, as such, do not constitute a class of property which may be capitalized or used as an element of value in rate fixing for any amount of money in excess of that originally paid to the State as the consideration for the grant of such rights. Aside from their purely permissive aspect, such rights extend to the holder a full or partial monopoly of a class of business over a particular route. This monopoly feature may be changed or destroyed at any time by the State, which is not in any respect limited as to the number of rights which may be given.

O R D E R

The Commission has considered the application and representations filed herein, Now Therefore

IT IS ORDERED:

(1) That a certificate of public convenience and necessity is granted to Zoven Melikian, authorizing him to operate as a highway common carrier as defined by Section 213 of the Public Utilities Code for the transportation of property between the points as more particularly set forth in Appendix A attached hereto and made a part hereof.

(2) That in providing service pursuant to the certificate herein granted, applicant shall comply with and observe the following service regulations:

- (a) Within thirty days after the effective date hereof, applicant shall file a written acceptance of the certificate herein granted. By accepting the certificate of public convenience and necessity herein granted, applicant is placed upon notice that he will be required, among other things, to file

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annual reports of his operations and to comply with and observe the safety rules and other regulations of the Commission's General Order No. 99. Failure to file such reports, in such form and at such time as the Commission may direct, or to comply with and observe the provisions of General Order No. 99, may result in a cancellation of the operating authority granted by this decision.

- (b) Within sixty days after the effective date hereof, and upon not less than five days' notice to the Commission and the public, applicant shall establish the service herein authorized and file in triplicate, and concurrently make effective, tariffs satisfactory to the Commission.

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

Dated at San Francisco, California, this 5th day of July, 1955.

Justin F. Casner
 President
Paul L. ...
...
...

Commissioners

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Zoven Melikian by the certificate of public convenience and necessity granted in the above-numbered decision is authorized to transport the following named commodities:

Alcoholic Beverages, viz.: beer, wine, whiskey, champagne, vermouth and brandy;

Dried Fruit, including raisins

Pallets or platforms, elevating truck, or skids, lift truck

Petroleum Products in Packages, viz.:
petroleum or petroleum products, including compound oils or greases having a petroleum base, as listed under that heading in Items Nos. 36390 through 36465 of Western Classification No. 75, Cal. P.U.C. No. 8, of Geo. H. Dumas, Agent, on the date of issue thereof; asphalt (asphaltum), natural, by-product of petroleum, liquid (other than paint, stain or varnish) or solid; gas, petroleum liquefied, compressed; lubricant, grease binder (lubricating grease having a petroleum base, combined with cotton, jute or wool binder, not oiled waste)

Roofing, Building or Paving Materials as listed in Item No. 1100 of Exception Sheet No. 1-S, Cal. P.U.C. No. 193, of J. P. Haynes, Agent, on the issue date thereof

Fibreboard

Salt, Common

Glassware, viz.: bottles, carboys, demijohns or jars

Bakery Goods, viz.: crackers

between:

1. San Francisco Territory as described in Item 270-3, 3rd revised page 34, effective May 1, 1955, of Minimum Rate Tariff No. 2, on the one hand, and Escalon and Fresno, on the other hand.

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2. Los Angeles Territory, as described in Item No. 270-3, 3rd revised page 34, effective May 1, 1955, of Minimum Rate Tariff No. 2, on the one hand, and Fresno, on the other hand

3. Fresno and San Diego

4. Fresno, on the one hand, San Rafael and Santa Rosa, on the other hand

5. Livermore and Los Angeles

6. Livermore and Fresno

7. Stockton and Fresno and intermediate points, via U. S. Highway 99

with the right to serve points within a 5-mile radius of Fresno.

The operating authorities, set forth in numbers 1 through 6 above, do not include the right to serve from, to or between intermediate points.