

Decision No. 51864

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
J. C. LOOMIS to sell and transfer,)
and of J. C. LOOMIS CO., a corpora-)
tion, to acquire a public utility)
warehouse operative right (not)
certificated), to abandon certain)
public utility warehouse service,)
and to increase the rates for cer-)
tain public utility warehouses.)

Application No. 37131

OPINION AND ORDER

J. C. Loomis conducts public utility warehouse operations at Hemet (Riverside County) and Lancaster (Los Angeles County). By this application he proposes to transfer the warehouse property and equipment to J. C. Loomis Co., a corporation, (hereinafter referred to as the Corporation). The Corporation seeks to abandon a portion of the operation at Hemet, and to cancel the present tariff of Loomis and file a new one of its own. Increases in rates and charges are involved.

The application shows that the son of J. C. Loomis is the principal stockholder of the Corporation and is familiar with the operation of the warehouses. The Corporation states that the portion of the warehouse operation proposed to be abandoned has not been used for many years. It points out that the present tariff of Loomis was issued in 1930, and is obsolete insofar as the present warehouse operations are concerned. It declares that although costs have increased greatly the rates and charges set forth therein have not been changed, and that it would be impossible to continue operations under that tariff without sustaining a loss. The proposed rates are generally on the same level as those of other warehouses performing similar services.

Applicants have notified each of their patrons and other interested parties of the filing of the application. No objection has been offered to its being granted.

In the circumstances, it appears that the proposed transfer and partial abandonment are not adverse to the public interest, and that the increases in rates are justified. The application will be granted. A public hearing is not necessary.

Therefore, good cause appearing,

IT IS HEREBY ORDERED:

(1) That J. C. Loomis be and he is hereby authorized to transfer to J. C. Loomis Co., a corporation, within sixty days after the effective date hereof, the warehouse property and equipment involved in this proceeding.

(2) That J. C. Loomis Co. be and it is hereby authorized to discontinue public utility warehouse operations at Warehouses Nos. 2, 3, 4, 5 and 6 at Hemet.

(3) That J. C. Loomis Co. be and it is hereby authorized to establish the rates, rules and regulations as set forth in the application.

(4) That the authority herein granted is subject to the express condition that applicant will never urge before the Commission in any proceeding under Section 734 of the Public Utilities Code, or in any other proceeding, that the opinion and order herein constitute a finding of fact of the reasonableness of any particular rate or charge, and that the filing of rates and charges pursuant to the authority herein granted will be construed as consent to this condition.

(5) That the authority herein granted shall expire unless exercised within sixty days after the effective date of this order.

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

Dated at San Francisco, California, this 23rd day of August, 1955.

John E. Mitchell
President
Justin J. Casanova
William J. Staley
R. Hardy
Commissioner