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Decision No. 51877

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application
of A. W. HAYS, an individual doing
business as A. W. HAYS TRUCKING,
for a certificate of public con-
venience and necessity to operate
as a highway common carrier for
the transportation of property.

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} Application No. 36018

O P I N I O N

A. W. Hays is a highway carrier engaged in the trans-
portation of property in California pursuant to permits issued
by this Commission.

He seeks an order authorizing him to conduct service
as a highway common carrier for the transportation of general
commodities generally between all points and places within
California.

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

Upon consideration of the allegations of the applica-
tion and the representations filed pursuant to the above-mentioned
notice, it appears that as of the date of the filing of the
application applicant was conducting his operations within the
scope of the permitted authority heretofore issued by this
Commission. Such operations not having constituted highway
common carriage, the sought certificate of public convenience
and necessity is not a requisite for their continuance. The
application will therefore be denied.

On August 2, 1955, applicant filed a petition to substitute a new corporation, "A. W. Hays Trucking, Inc." as applicant herein. In view of the fact that the sought authority has not been granted no action upon this petition is needed or will be taken.

O R D E R

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

IT IS ORDERED that Application No. 36018 is denied.

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

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

[Signature]
President

[Signature]
[Signature]
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Commissioners