

Decision No. 52063**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of RUELLE, INC., a corporation,)
for a certificate of public con-) Application No. 36301
venience and necessity to operate)
a highway common carrier service.)

O P I N I O N

Ruelle, Inc. is engaged in the transportation of property in California pursuant to a permit issued by this Commission.

It seeks an order authorizing it to conduct service as a highway common carrier for the transportation of timber products (exclusive of logs), building materials, petroleum products and heavy machinery in full truck or truck and trailer loads, generally between points in Mendocino County, north of Ukiah and Fort Bragg, and points north of a line drawn east and west at Tehachapi.

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 application 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 its operations, in so far as the transportation of truck or truck and trailer loads of lumber is concerned, 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 its continuance. The application does not contain evidence sufficient to constitute a showing that public convenience and necessity require the establishment of the proposed service as to the transportation of building materials, petroleum products and heavy machinery. The application will therefore be denied.

ORDER

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

IT IS ORDERED that Application No. 36301 is denied.

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

Dated at San Francisco, California, this 11th day of October, 1955.

John E. P. ...
President

Ignacio J. ...

Raul ...

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Commissioners