

**ORIGINAL**Decision No. 52123

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
 A. S. Eiri for authority to suspend )  
 truck service between San Pedro and )  
 Sacramento. )

Application No. 25375

FIRST SUPPLEMENTAL OPINION AND ORDER

On December 22, 1942, the Commission issued Decision No. 36049 authorizing A. S. Eiri to suspend until further order all his automotive service for the transportation of property from San Pedro, on the one hand, to Delano, Stockton, Sacramento and certain other intermediate points in the San Joaquin Valley, on the other hand. The property which the applicant was authorized to transport consisted of fresh and frozen fish and shrimps only. The operative right was granted by Decision No. 34545 dated August 26, 1941, in application No. 23835.

The suspension of service was authorized upon the application of Eiri based upon the asserted reasons that he was a person of Japanese ancestry and as such was evacuated to one of the assembly centers under control of the Wartime Civilian Control Administration; that all of his employees being of Japanese ancestry were likewise evacuated, and as a result of such action applicant was compelled to suspend his operations.

Since the termination of hostilities numerous inquiries have been directed to Eiri with respect to reestablishment of service suspended under authority of said Decision No. 36049. The characteristic replies received from him, the most recent being dated June 10, 1955, are to the general effect that he has lacked the financial ability to acquire the necessary equipment

and facilities to reestablish the service.

After full consideration of the situation the Commission finds that applicant has had ample time within which to have reestablished the service and the suspension authority should have a definite date of termination. Therefore, and good cause appearing,

IT IS ORDERED that the order of Decision No. 36049, dated December 22, 1942, is hereby modified so that A. S. Eiri is hereby authorized to continue suspension of the operation authorized by Decision No. 34545 in Application No. 23835 until March 31, 1956, and no longer.

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

Dated at San Francisco, California, this

25<sup>th</sup> day of October, 1955.

*John E. Mitchell*  
President

*Maxwell*

*B. H. ...*

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Commissioners