

Decision No. 52135**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of GEORGE BOTTARINI,)
 doing business as BOTTARINI TRUCKING,) Application No. 36060
 to operate a highway common carrier)
 service.)

O P I N I O N

George Bottarini is engaged in the transportation of property in California pursuant to permits issued by this Commission.

Applicant seeks an order authorizing him to conduct service as a highway common carrier for the transportation of dairy products, wines, juices and water, generally between points in Marin and Sonoma Counties and San Francisco, Fresno, Eureka and Sacramento.

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 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.

