

ORIGINAL

Decision No. 52193

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 AARON J. SMITH, INC., a corporation,)
 for a certificate of public convenience) Application No. 36372
 and necessity as a highway common)
 carrier of property.)
 _____)

O P I N I O N

Aaron J. Smith, Inc. is engaged in the transportation of property in California pursuant to permits issued it by this Commission.

It seeks an order authorizing it to conduct service as a highway common carrier for the transportation of logs, forest products and all products used in lumbering and lumber manufacturing, ores and minerals, generally between all points in California, and general commodities originating at any point south of Fortuna and moving in a northerly direction.

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 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.

O R D E R

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

IT IS ORDERED that Application No. 36372 is denied.

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

Dated at San Francisco, California, this 17th day of November, 1955.

E. M. Mitchell
President

Justus J. Calder

Ralph F. Terence

Madison D. Baker

W. H. Smith

Commissioners