

ORIGINAL

Decision No. 52302

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

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| In the Matter of the Application of |) | |
| J. C. Muirhead, Sr., J. C. Muirhead, Jr., |) | |
| and Frank Muirhead, doing business as |) | Application No. 36505 |
| J. C. Muirhead & Sons, a partnership, |) | |
| to operate a highway common carrier |) | |
| service. |) | |

O P I N I O N

J. C. Muirhead, Sr., J. C. Muirhead, Jr., and Frank Muirhead, are engaged in the transportation of property in California pursuant to a permit issued by this Commission.

They seek an order authorizing them to conduct service as a highway common carrier for the transportation of general commodities generally between all points in Los Angeles Basin Territory and all points within 15 miles of Yucaipa.

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 applicants were conducting their 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. 36505 is denied.

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

Dated at San Francisco, California, this 29th day of NOVEMBER, 1955.

Arthur E. Mitchell
President
Justin J. Gurnea
Paul B. Lutz
Michael J. ...
Commissioners