

ORIGINALDecision No. 52330

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of N. J. RADUNICH and BEN F. HAWES,)
copartners, doing business as RED) Application No. 37319
LINE CARRIERS, for authority to)
discontinue operation as a highway)
common carrier.)

Frank Loughran, for applicant.
W. H. Spofford, Union Furniture Co., Lewis
Toole, Blums, G. Vallandighane, L. Hart
& Son Co., Inc., interested parties.

O P I N I O N

N. J. Radunich and Ben F. Hawes, copartners doing business as Red Line Carriers and presently transporting packages as a highway common carrier from retail stores in San Jose to the customers of such stores, request authority to discontinue service as a highway common carrier.

A public hearing was held before Examiner T. E. Daly on November 25, 1955, at San Jose. Notice of hearing was made upon applicants' customers by registered mail. There was no protest to the authority sought.

The record indicates that 95 per cent of applicants' business is derived from services performed for 15 accounts. Six of said accounts furnish 81 per cent of the total business. Since certification in 1950, applicants have experienced difficulties in meeting the competition of contract carriers. A large portion of the service which applicants perform is not controlled by minimum rates, and contract carriers are thus able to provide service to large accounts on an individual basis at rates lower than those published by applicants. Prior to certification,

applicants operated at a profit, but since acquiring their certificate they have consistently operated at a loss. If the authority herein sought is granted applicants will enter into written contracts and thereafter provide service under authority of a contract carrier permit.

Applicants are hereby placed upon notice that any subsequent operations performed by them under a contract carrier permit will be subject to the law applicable thereto.

After consideration the Commission is of the opinion that the application should be granted.

O R D E R

Application having been filed and the Commission being informed in the premises,

IT IS ORDERED:

(1) That N. J. Radunich and Ben F. Hawes, doing business as Red Line Carriers, are hereby authorized to discontinue service as a highway common carrier.

(2) That the operative rights granted by Decision No. 45017, dated November 21, 1950, in Application No. 31648, are hereby revoked and the tariffs on file with this Commission in the name of N. J. Radunich and Ben F. Hawes, doing business as Red Line Carriers, are hereby canceled.

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

Dated at San Francisco, California, this 20th day of December, 1955.

[Handwritten signatures and stamps]

President

Commissioners