

ORIGINALDecision No. 52552

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 FRANK MELLO and ANTONIO MACHADO, co-)
 partners, dba NORTHERN MILK LINES,)
 to operate a highway common carrier)
 service.)

Application No. 36039

O P I N I O N

Frank Mello and Antonio Machado are engaged in the transportation of property in California pursuant to a permit issued by this Commission.

Applicants seek an order authorizing them to conduct service as a highway common carrier for the transportation of raw liquid milk and cream, ice cream mixes and liquid fruit juice, in bulk, cans or tankers, generally between all points in San Joaquin-Sacramento Valley points and San Francisco-Oakland markets and points in Southern California.

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. 36039 is denied.

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

Dated at Los Angeles, California, this 31st day of January, 1956.

John E. Rosenthal
President

Justin J. Cassin
Ray C. Winters

William H. Pool
R. Hardy
Commissioners