

**ORIGINAL**

Decision No. 53447

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
 MOSES MEISELMAN, doing business as )  
 MANN TRUCKING CO., for a Certificate )  
 of Public Convenience and Necessity )  
 to operate as a Highway Common Carrier )  
 of certain aluminum commodities, brass )  
 plumbing fittings and chrome furniture )  
 between Los Angeles and the Los Angeles )  
 area on the one hand and Long Beach, )  
 Santa Ana, Pomona, San Fernando, Santa )  
 Monica, and Redondo Beach and inter- )  
 mediate and off-route points on the )  
 other hand. )

Application No. 37726

Robert S. Crossland and Edward I. Harris, for  
 applicant. Henry J. Bischoff, for Southern  
 California Freight Lines and Southern  
 California Freight Forwarders, interested  
 parties. Merrill K. Albert, for Santa Fe  
 Transportation Co., protestant.

O P I N I O N

By this application, as amended by applicant's testimony,  
 authority is sought to operate as a highway common carrier for the  
 transportation of property<sup>1</sup> between Los Angeles, Vernon, Gardena,  
 Torrance, El Segundo and Van Nuys, on the one hand, and Long Beach,  
 Hawthorne, Redondo Beach, Culver City, Santa Monica, San Fernando,  
 Pasadena, Glendora, Pomona, Maywood and Santa Ana, on the other hand,  
 and intermediate and off-route points within five miles of the  
 routes as described in Exhibit "A", filed with this application.

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<sup>1</sup>  
 The property is described as aluminum extrusions, aluminum forgings,  
 aluminum sheets, aluminum pipes, aluminum bars, aluminum garden  
 furniture, aluminum window sashes, brass plumbing fittings and  
 packaged chrome furniture.

A public hearing was held in Los Angeles before Examiner Mark V. Chiesa. Evidence having been adduced, the matter was submitted for decision.

Applicant, Moses Meiselman, doing business as Mann Trucking Co., has been operating as a permitted carrier in the area proposed to be served since 1948.<sup>2</sup> All but about two per cent of his revenue is derived from the transportation of the hereinabove-named commodities. Applicant's principal place of business is located at 1638 West Jefferson Boulevard in the City of Los Angeles, where he maintains a terminal consisting of a garage, office building, and lot used for the assembly and reloading of some shipments and the parking of trucks and trailers. Ten persons are employed as drivers and helpers in addition to applicant, who works in various capacities, and his wife who performs office work. Applicant owns twenty-three pieces of equipment consisting of six tractors, seven semitrailers, eight trucks, one station wagon and a passenger car.

Applicant's financial condition as of December 31, 1955, showed tangible assets of \$57,243.09; liabilities of \$13,090.21; and net worth of \$44,152.88. His testimony indicates that the net worth as of the time of the hearing has increased approximately \$5,000 and that his business is operating at a profit. He has approximately 14 principal shippers in the six points proposed to be served and delivers to or for more than 500 consignees situated throughout Los Angeles and Orange Counties. Two shipper witnesses, representing an aluminum products manufacturing company and a chrome furniture manufacturing company testified in support of the application. It was also stipulated between applicant and protestant that 12 other

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<sup>2</sup>

Permits Nos. 19-35095 R, 19-3903 C, and 19-50142 H.

witnesses, who had been called, would testify in support of applicant's proposal.

No evidence was presented by protestant Santa Fe Transportation Company. The application was not otherwise opposed.

Having considered the entire record, we find there is substantial evidence of public convenience and necessity for the transportation of said commodities between the points and places, and along the routes, as hereinafter set forth. The application will be granted.

Moses Meiselman is hereby placed on notice that operative rights, as such, do not constitute a class of property which may be capitalized or used as an element of value in rate fixing for any amount of money in excess of that originally paid to the State as the consideration for the grant of such rights. Aside from their purely permissive aspect, they extend to the holder a full or partial monopoly of a class of business over a particular route. This monopoly feature may be changed or destroyed at any time by the State which is not, in any respect, limited as to the number of rights which may be given.

O R D E R

A public hearing having been held, the Commission being fully advised in the premises, and having found that public convenience and necessity so require,

IT IS ORDERED:

(1) That a certificate of public convenience and necessity be, and it hereby is, granted to Moses Meiselman, an individual, doing business as Mann Trucking Co., authorizing him to operate as a highway common carrier, as defined in Section 213 of the Public Utilities Code, for the transportation of property between the points

and places as more specifically set forth in Appendix A, attached hereto and made a part hereof.

(2) That in providing service pursuant to the certificate herein granted, applicant shall comply with and observe the following service regulations:

(a) Within thirty days after the effective date hereof, applicant shall file a written acceptance of the certificate herein granted. By accepting the certificate of public convenience and necessity herein granted, applicant is placed on notice that it will be required, among other things, to file annual reports of its operations and to comply with and observe the safety rules and other regulations of the Commission's General Order No. 99. Failure to file such reports, in such form and at such time as the Commission may direct, or to comply with and observe the provisions of General Order No. 99, may result in a cancellation of the operating authority granted by this decision.

(b) Within sixty days after the effective date hereof, and on not less than ten days' notice to the Commission and the public, applicant shall establish the service herein authorized and file in triplicate, and concurrently make effective, tariffs satisfactory to the Commission.

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

Dated at San Francisco, California, this 16<sup>th</sup> day of July, 1956.

[Signature]  
President  
Justin D. Crane  
[Signature]  
[Signature]  
[Signature]  
Commissioners

Moses Meiselman, an individual, doing business as Mann Trucking Co., by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to transport aluminum extrusions, aluminum forgings, aluminum sheets, aluminum pipes, aluminum bars, aluminum garden furniture, aluminum window sashes, brass plumbing fittings and packaged chrome furniture, between Los Angeles, Vernon, Gardena, Torrance, El Segundo and Van Nuys, on the one hand, and Long Beach, Hawthorne, Redondo Beach, Culver City, Santa Monica, San Fernando, Pasadena, Glendora, Pomona, Maywood, and Santa Ana, on the other hand, and intermediate and off-route points situated within five miles laterally of the following described routes:

ROUTE NO. 1 - ULTIMATE DESTINATION: POMONA, CALIFORNIA

Terminal to Pasadena; Alternate Routes (a) & (b)

Alternate Route (a): From terminal, thence Jefferson Boulevard, Hoover Street, Washington Boulevard, Alameda Street, North Main Street, Huntington Drive, Fair Oaks Avenue to Pasadena, Calif.

Alternate Route (b): From terminal, thence North Main Street, North Figueroa Street, San Fernando Road, via Glendale, Calif.; thence Colorado Street, via Eagle Rock (Los Angeles) to Pasadena, Calif.; thence either Colorado Street or Walnut Street to Foothill Boulevard; thence either Foothill Boulevard via Arcadia, Calif., via Monrovia, Calif., via Azusa, Calif., via Glendora, Calif.; thence Garey Street to Pomona, Calif.

Return Routes to Los Angeles; Alternate Routes (c) & (d)

Alternate Route (c): From Pomona, Calif.; thence Garey Street, San Bernardino Freeway via Covina, Calif., via West Covina, Calif., via Baldwin Park, Calif., via El Monte, Calif.; thence Valley Boulevard, via Rosemead, Calif., via Alhambra, Calif.; thence Main Street and Jefferson Boulevard to terminal.

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Alternate Route (d): From Pomona, Calif., thence San Bernardino Freeway, Garvey Boulevard, via West Covina, Calif., via South San Gabriel, Calif., via Monterey Park, Calif.; thence San Bernardino Freeway, thence Harbor Freeway, on regular route to Terminal.

ROUTE NO. 2 - ULTIMATE DESTINATION: SANTA ANA, CALIFORNIA

From Terminal, thence Jefferson Boulevard, Hoover Street, Washington Boulevard, Alameda Street, Sixth Street, Whittier Boulevard, via East Los Angeles, Calif., via Montebello, Calif., via Pico, Calif., via Whittier, Calif., via La Habra, Orange County, Calif., thence Spadra Road, via Fullerton, Calif., thence Palm Street, via Anaheim, Calif., thence Santa Ana Boulevard, via Santa Ana, Calif., thence Main Street and Garden Grove Boulevard. RETURN: Garden Grove Boulevard via Garden Grove, Calif., thence Stanton Avenue, Grand Avenue, via Buena Park, Calif., thence Firestone Boulevard, via Norwalk, Calif., thence Santa Ana Freeway, Harbor Freeway, Figueroa Street and Jefferson Boulevard to Terminal.

ROUTE NO. 3 - ULTIMATE DESTINATION: SAN FERNANDO, CALIFORNIA

From Terminal, thence Jefferson Boulevard, Western Avenue, Santa Monica Boulevard, Sunset Boulevard, Alameda Street, North Avenue 20, San Fernando Road, via Glendale, Calif., via Burbank, Calif., thence Victory Boulevard, Lankershim Boulevard, via North Hollywood (City of Los Angeles), Calif., thence San Fernando Road, via Sun Valley (City of Los Angeles), Calif., via Pacoima (City of Los Angeles), Calif., via San Fernando, Calif., thence Brand Boulevard to Sepulveda Boulevard, thence either alternate routes (a), (b) or (c) as follows:

Alternate Route (a): Sepulveda Boulevard, via Sepulveda (City of Los Angeles), Calif.; thence Sherman Way, via Van Nuys, Calif.; thence Van Nuys Boulevard, via Panorama City (City of Los Angeles), Calif.; thence Sherman Way, Sepulveda Boulevard, via West Los Angeles, Calif.; thence National Boulevard, Washington Boulevard, Adams Boulevard, Fairfax Boulevard, Jefferson Boulevard to Terminal.

Alternate Route (b): Sepulveda Boulevard, Ventura Boulevard, via Studio City (City of Los Angeles), Calif., via Universal City (City of Los Angeles), Calif.; thence Hollywood Freeway, Western Avenue, Jefferson Boulevard to Terminal.

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Alternate Route (c): Sepulveda Boulevard, Devonshire Boulevard, via Granada Hills (City of Los Angeles), Calif., via Chatsworth (City of Los Angeles), Calif.; thence Topanga Canyon Boulevard, via Canoga Park (City of Los Angeles), Calif., via Woodland Hills (City of Los Angeles), Calif., via Ventura Boulevard, via Tarzana (City of Los Angeles), Calif., via Encino (City of Los Angeles), Calif., via Sherman Oaks (City of Los Angeles), Calif.; thence Sepulveda Boulevard.

ROUTE NO. 4 - ULTIMATE DESTINATION: TORRANCE, CALIFORNIA

From Terminal, thence Jefferson Boulevard, Western Avenue, Manchester Boulevard, via Inglewood, Calif.; thence La Brea Boulevard, via Hawthorne, Calif.; thence Hawthorne Boulevard, via Lawndale, Calif.; thence Redondo Beach Boulevard, Pacific Coast Highway, Torrance Boulevard, via Redondo Beach; thence Hermosa Avenue, via Hermosa Beach, Calif., via Manhattan Beach, Calif.; thence Rosecrans Avenue, Sepulveda Boulevard, via El Segundo, Calif.; thence Manchester Boulevard, via Westchester (City of Los Angeles), Calif.; thence Lincoln Boulevard, via Venice (City of Los Angeles), Calif., via Ocean Park (City of Santa Monica), Calif.; thence Santa Monica Boulevard, via West Los Angeles (City of Los Angeles), Calif., via Westwood (City of Los Angeles), Calif., via Beverly Hills, Calif., via Hollywood (City of Los Angeles), Calif.; thence Western Avenue, Jefferson Boulevard to Terminal.

Alternate Route No. 4-A: From Terminal, thence Jefferson Boulevard, Western Avenue, via Gardena, Calif., via Torrance, Calif., via Harbor City, Calif.; thence Pacific Coast Highway, via Lomita, Calif.; thence Hawthorne Boulevard and Redondo Beach Boulevard, following route described in Route No. 4.

Alternate Route No. 4-B: Commencing at Manchester Boulevard and Crenshaw Boulevard; thence Crenshaw Boulevard, Jefferson Boulevard, La Brea Boulevard, Pico Boulevard, Lincoln Boulevard, following the route described in Route No. 4.

ROUTE NO. 5 - ULTIMATE DESTINATION: LONG BEACH, CALIFORNIA

From Terminal, thence Jefferson Boulevard, Broadway, Slauson Avenue, Avalon Boulevard, Pacific Coast Highway; thence alternate routes (a) and (b) as follows:

Alternate Route (a): Thence Pacific Coast Highway to Lakewood Boulevard.

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Alternate Route (b): Thence Pacific Coast Highway, via Wilmington (City of Los Angeles), Calif.; thence Gaffey Road, via San Pedro (City of Los Angeles), Calif.; thence Pacific Avenue, Ocean Avenue, via Long Beach, Calif., to either Atlantic Boulevard or Long Beach Boulevard, via Signal Hill (City of Los Angeles), Calif., via Compton, Calif., via Lynwood, Calif., via South Gate, Calif.; thence Atlantic Boulevard, via Bell, Calif., via Maywood, Calif.; thence Gage Avenue, via Huntington Park, Calif.; thence Santa Fe Avenue, Vernon Avenue, Central Avenue, Jefferson Boulevard, to Terminal.

Alternate Route 5-A: Commencing at Ocean Avenue and Atlantic Avenue, Long Beach, Calif.; thence Ocean Avenue, Ximeno Avenue, Lakewood Boulevard, via Lakewood, Calif., via Paramount, Calif., via Downey, Calif.; thence Rosemead Boulevard, via Rivera, Calif.; thence Washington Boulevard, via Maywood, Calif., via East Los Angeles, Calif.; thence Vermont Avenue, Jefferson Boulevard, to Terminal.

ROUTE NO. 6 - ULTIMATE DESTINATION: LAKEWOOD, CALIFORNIA

From Terminal, thence Jefferson Boulevard, Main Street, Florence Avenue, via Huntington Park, Calif., via Bell Gardens, Calif., via Downey, Calif.; thence Rosemead Boulevard, Firestone Boulevard, via Norwalk, Calif., via Buena Park (Orange County), Calif.; thence Grand Avenue, La Palma Avenue, La Palma Avenue-Del Amio Boulevard, Pioneer Boulevard, via Artesia, Calif.; thence Artesia Avenue, via Lakewood, Calif.; thence Paramount Boulevard; Center Street, via Bellflower, Calif.; thence Atlantic Boulevard, via Compton, Calif., via Lynwood, Calif., via South Gate, Calif.; thence Firestone Boulevard, Avalon Boulevard, Jefferson Boulevard, to Terminal.

END OF APPENDIX A

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