

ORIGINALDecision No. 53618

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of CONTINENTAL PACIFIC LINES, a)
California corporation, for a)
certificate of public conven-)
ience and necessity authorizing)
the transportation of newspapers)
and express on passenger carry-)
ing vehicles, between points and)
places said Continental Pacific)
Lines is presently authorized)
to serve as a passenger stage)
corporation, as the term is)
defined in Section 226 of the)
Public Utilities Code.)

Application No. 37851

Glanz & Russell, attorneys, by Theodore W.
Russell, for applicant.

O P I N I O N

A public hearing was held in this matter at Los Angeles before Examiner Mark V. Chiesa.

Since the last authority granted to applicant by the Commission in Decision No. 43634 applicant has amended its Articles of Incorporation changing its name from West Coast Bus Lines, Ltd., to Continental Pacific Lines.

Applicant is now authorized to transport persons and their baggage between San Francisco and the Oregon boundary via designated highways and subject to restrictions as more specifically set forth in Decisions Nos. 41489 and 43634. It has Interstate Commerce Commission authority along the same routes and is also authorized by said federal agency to transport express and newspapers on passenger carrying vehicles.

By this application, as amended, applicant seeks authority to transport shipments of express weighing 100 pounds or less and

newspapers, on passenger carrying vehicles, between all points which the applicant is authorized to serve in intrastate commerce via the routes it is now authorized to traverse and subject to the same restrictions that now apply to the transportation of passengers and baggage.

Applicant is able to perform the proposed service and has the necessary personnel and equipment (Exhibits Nos. 10 and 11).

Applicant alleges that it proposes to make charges for services in the transportation of newspapers and express in the amount and subject to the rules and regulations as set forth in Pacific Greyhound Lines, et al., Local, Interdivision and Joint Express Tariff No. Z-14-A Cal. P.U.C. No. 13, and amendments and supplements thereto, between points where the same may be applicable on applicant's routes and to charge for such services substantially the amount and subject to the rules and regulations as set forth in National Bus Traffic Association, Inc., Agent, Local and Joint Express Tariff No. A-345 and amendments and supplements thereto between points where said Tariff No. Z-14-A Cal. P.U.C. No. 13 above described may not be applicable. It will publish and file its own tariff.

Applicant called three shipper witnesses who testified that there is a public need for the transportation service which applicant is proposing and in addition to said witnesses applicant was permitted to make an offer of proof of need by an additional nine persons representing large concerns which require fast transportation of small shipments of the kind usually transported on passenger carrying vehicles as an incidental service to the transportation of persons. As their testimony would have been circumstantial it was not deemed necessary to have said persons testify.

The application as amended was not opposed.

The Commission having considered the matter is of the opinion and finds that public convenience and necessity require that

applicant's proposed transportation service be established and therefore the application will be granted.

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 Continental Pacific Lines, a corporation, be, and it hereby is, granted a certificate of public convenience and necessity authorizing it to operate as a "passenger stage corporation", as defined in Section 226 of the Public Utilities Code, for the transportation of express (including newspapers) when transported incidentally to the transportation of passengers between 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, there shall be compliance with 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. 98. 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. 98, 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 five days' notice to the Commission and the public, applicant shall establish the service herein authorized

and file in triplicate and concurrently make effective tariffs and time schedules satisfactory to the Commission.

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

Dated at San Francisco, California, this 21st day of August, 1956.

 President
Justin J. Craven
Douglas L. Winter
R. Hardy

 Commissioners

Matthew J. Dooley
Commissioner Peter E. Mitchell, being necessarily absent, did not participate in the disposition of this proceeding.

Appendix A

CONTINENTAL PACIFIC LINES
(a California corporation)

Continental Pacific Lines, by certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to transport shipments of express (including newspapers) weighing 100 pounds or less, on passenger-carrying vehicles, between all points and places which applicant is now authorized to serve in intrastate commerce in California via the routes as specifically described in the orders in Decisions Nos. 41489 and 43634 of this Commission and subject to the same restrictions as now apply to the transportation of passengers and their baggage as set forth in the said orders in decisions.

End of Appendix A

Issued by California Public Utilities Commission.
Decision No. 53618, Application No. 37851.