

ORIGINAL

Decision No. 53642

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
 ZIMMERMAN TRANSPORTATION COMPANY, INC.,
 a corporation, (formerly Albert F.
 Zimmerman dba Zimmerman Transportation
 Company) for a certificate of public
 convenience and necessity to operate
 as a highway common carrier for the
 transportation of property.

Application No. 36019

O P I N I O N

Zimmerman Transportation Company, Inc., is engaged in the transportation of property in California pursuant to a permit issued by this Commission.

Applicant seeks an order authorizing it to conduct service as a highway common carrier for the transportation of general commodities, with certain exceptions, between Sacramento and San Francisco Territory in the north, and San Diego Territory and El Centro in the south, including all intermediate points.

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, the Commission finds that public convenience and necessity require that the application be granted to the extent set forth in the ensuing order. It appears that applicant possesses the experience, equipment, personnel and financial resources to institute and maintain the operation authorized herein. A public hearing is not necessary.

Applicant 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, such rights 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

The Commission has considered the application representations filed herein, Now Therefore

IT IS ORDERED:

(1) That a certificate of public convenience and necessity is granted to Zimmerman Transportation Company, Inc., a corporation, authorizing it to operate as a highway common carrier as defined by Section 213 of the Public Utilities Code for the transportation of property between the points as more particularly set forth in Appendix A and Appendix B, 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 ninety days after the date hereof.

Dated at San Francisco, California, this 28th day of August, 1956.

John E. Mitchell
President

Justus F. Crane

Paul L. Sullivan

William H. Dole

W. H. Dole
Commissioners

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Appendix A Zimmerman Transportation Company, Inc. Original Page 1
(a corporation)

Zimmerman Transportation Company, Inc., by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to transport the following commodities:

1. AUTOMOBILE PARTS OR ACCESSORIES, VIZ.:
Gages, gasoline
Bearings
2. ELECTRICAL APPLIANCES OR EQUIPMENT, OR PARTS NAMED, as listed under that heading in Items Nos. 15605 through 16250 of Western Classification No. 75, Cal. P.U.C. No. 8, George H. Dumas, Agent, on the issue date thereof and Supplements Nos. 41, 46, 48 and 50 thereto.
3. FLOOR COVERINGS, VIZ.:
Carpets
Mats or padding
Rugs
Stair treads
4. FURNITURE, VIZ.:
Beds
Cabinets
Chairs
Stools
Tables
5. HARDWARE, as listed under that heading in Items Nos. 22455 through 23660 of Western Classification No. 75, Cal. P.U.C. No. 8, George H. Dumas, Agent, on the issue date thereof and Supplements Nos. 41, 46, 48 and 50 thereto.
6. IRON OR STEEL, VIZ.:
Bolts or nuts
Clamps
Screws
7. MACHINERY OR MACHINES OR PARTS NAMED, as listed under that heading in Items Nos. 27182, 27445, 28490, 28890, 29240, 29245, 29262 through 29270, and 30920 through 30968 of Western Classification No. 72, Cal. P.U.C. No. 8, George H. Dumas, Agent, on the issue date thereof and Supplements Nos. 41, 46, 48 and 50 thereto.

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8. PAINTS, PAINT MATERIAL OR PUTTY, as listed under that heading in Items Nos. 35335, 35347 through 35365, and 35435 of Western Classification No. 75, Cal. P.U.C. No. 8, George H. Dumas, Agent, on the issue date thereof and Supplements Nos. 41, 46, 48 and 50 thereto.
9. PAPER ARTICLES, as listed under that heading in Items Nos. 35690 through 35705, 35985 through 35997, 36020, 36050 and 36252 of Western Classification No. 75, Cal. P.U.C. No. 8, George H. Dumas, Agent, on the issue date thereof and Supplements Nos. 41, 46, 48 and 50 thereto.
10. PASTE, as listed under that heading in Items Nos. 36335 through 36360 of Western Classification No. 75, Cal. P.U.C. No. 8, George H. Dumas, Agent, on the issue date thereof and Supplements Nos. 41, 46, 48 and 50 thereto.
11. PETROLEUM OR PETROLEUM PRODUCTS, as listed under that heading in Items Nos. 36425 through 36440 of Western Classification No. 75, Cal. P.U.C. No. 8, George H. Dumas, Agent, on the issue date thereof and Supplements Nos. 41, 46, 48 and 50 thereto.
12. PRINTED MATTER, as listed under that heading in Items Nos. 37395 through 37460 of Western Classification No. 75, Cal. P.U.C. No. 8, George H. Dumas, Agent, on the issue date thereof and Supplements Nos. 41, 46, 48 and 50 thereto.
13. RUBBER, ARTIFICIAL, GUAYULE, NATURAL, NEOPRENE OR SYNTHETIC, as listed under that heading in Items Nos. 39735 through 39770 of Western Classification No. 75, Cal. P.U.C. No. 8, George H. Dumas, Agent, on the issue date thereof and Supplements Nos. 41, 46, 48 and 50 thereto.
14. MISCELLANEOUS COMMODITIES, VIZ.:
 - Air Registers
 - Aluminum Channels
 - Beef, canned
 - Cocks or valves
 - Compounds, cleaning, scouring or washing
 - Corks
 - Coffee
 - Furnaces
 - Hose

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14. MISCELLANEOUS COMMODITIES, VIZ.: (Continued)
- Lamps
 - Margarine
 - Pipe, asbestos
 - Pipe fittings, iron or steel
 - Plugs, iron or steel
 - Racks, store display
 - Shortening
 - Table Sauce
 - Wire, brass, bronze or copper

between:

- A. All points in the Los Angeles Territory as described in Appendix B attached hereto.
- B. San Francisco on the one hand, and San Diego on the other hand.
- C. Los Angeles on the one hand, and Pomona, Redlands, Riverside, Ontario, Fontana, Colton and San Bernardino on the other hand.
- D. Los Angeles on the one hand, and Oxnard, Port Hueneme, Point Mugu, Santa Barbara and Ventura on the other hand.
- E. Los Angeles and Maywood on the one hand, and Costa Mesa, Fullerton, Santa Ana and San Diego on the other hand.

The authorities set forth in B, C, D and E above do not include the right to render service to, from or between intermediate points.

Applicant shall not establish through routes and joint rates, charges and classifications to said separate authorities above, set forth in A, B, C, D and E above.

End of Appendix A

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APPENDIX B TO DECISION NO. 53642

LOS ANGELES TERRITORY includes that area embraced by the following boundary: Beginning at the intersection of Sunset Boulevard and U.S. Highway No. 101, Alternate; thence northeasterly on Sunset Boulevard to State Highway No. 7; northerly along State Highway No. 7 to State Highway No. 118; northeasterly along State Highway No. 118 through and including the City of San Fernando; continuing northeasterly and southeasterly along State Highway No. 118 to and including the City of Pasadena; easterly along U.S. Highway No. 66 to State Highway No. 19; southerly along State Highway No. 19 to Lower Azusa Road; easterly on Lower Azusa Road to its intersection with the San Gabriel River; southerly along the west bank of the San Gabriel River to Beverly Boulevard; southeasterly on Beverly Boulevard to Painter Avenue in the City of Whittier; southerly on Painter Avenue to State Highway No. 26; westerly along State Highway No. 26 to the west bank of the San Gabriel River; southerly along the west bank of the San Gabriel River to Imperial Highway; westerly on Imperial Highway to State Highway No. 19; southerly along State Highway No. 19 to its intersection with U. S. Highway No. 101, Alternate, at Ximeno Street; southerly along Ximeno Street and its prolongation to the Pacific Ocean; westerly and northerly along the shore line of the Pacific Ocean to a point directly south of the intersection of Sunset Boulevard and U. S. Highway No. 101, Alternate; thence northerly along an imaginary line to point of beginning.