

Decision No. 55152

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of MORROW TRUCKING CORP. )  
 to operate a highway common carrier ) Application No. 36151  
 service. )

Floyd F. Lee, for applicant.  
H. J. Biscoff, for Southern California  
 Freight Lines and Southern California  
 Freight Forwarders, protestants.

O P I N I O N

Morrow Trucking Corp. is engaged in the transportation of property in California pursuant to permits issued by this Commission.

Applicant seeks an order authorizing it to conduct service as a highway common carrier for the transportation of general commodities, generally between various points in Los Angeles, Orange, San Bernardino and Riverside Counties.

Notice of filing of the application was given all common carriers subject to the jurisdiction of this Commission.

A public hearing was held at Palm Springs on February 6, 1957 before Examiner Carl Silverhart.

Protestants did not present evidence but engaged in cross-examination of applicant.

Upon consideration of the allegations of the application, the representations filed pursuant to the above-mentioned notice and the evidence adduced at the hearing, 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.

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

A public hearing having been held and based upon the evidence adduced therein and the application and representations filed herein,

IT IS ORDERED:

(1) That a certificate of public convenience and necessity is granted to Morrow Trucking Corp., 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 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 19th day of June, 1957.

[Signature]  
 President  
[Signature]  
[Signature]

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Commissioners

Rez Fox  
Commissioner S. L. Fox, being necessarily absent, did not participate  
-3- in the disposition of this proceeding.

Morrow Trucking Corp., by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to transport:

1. ALUMINUM, as listed under that heading in Items Nos. 5370 through 5870 of Western Classification No. 76, Geo. H. Dumas, Agent, on the issue thereof.
2. CONDUITS, PIPE, SMOKE STACKS, TUBING OR FITTINGS, OTHER THAN CLAY, CONCRETE OR EARTHEN, as listed under that heading in Items Nos. 29220 through 30440 of Western Classification No. 76, Geo. H. Dumas, Agent, on the issue date thereof.
3. CONTAINERS, SHEET IRON OR STEEL, SET UP (WITH OR WITHOUT THEIR EQUIPMENT OF BAILS, HANDLES, COVERS, BUNGS OR NOZZLES), as listed under that heading in Items Nos. 30530 through 30565 of Western Classification No. 76, Geo. H. Dumas, Agent, on the issue date thereof.
4. HARDWARE, as listed under that heading in Items Nos. 48640 through 51180 of Western Classification No. 76, Geo. H. Dumas, Agent, on the issue date thereof.
5. IRON OR STEEL, as listed under that heading in Items Nos. 53610 through 55290 of Western Classification No. 76, Geo. H. Dumas, Agent, on the issue date thereof.
6. TOOLS, OR PARTS NAMED, as listed under that heading in Items Nos. 91940 through 91960 of Western Classification No. 76, Geo. H. Dumas, Agent, on the issue date thereof.
7. MISCELLANEOUS COMMODITIES, VIZ.:  
Buffing or polishing compounds

Issued by California Public Utilities Commission.

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## BETWEEN:

Los Angeles, Compton, South Gate and Huntington Park, on the one hand, and Azusa, El Monte, Pomona, Ontario, Fontana, San Bernardino, Colton, Riverside, Arlington and Covina, on the other hand.

The authority hereinabove set forth does not include the right to render service to, from or between intermediate points.

End of Appendix A

Issued by California Public Utilities Commission.

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