

ORIGINALDecision No. 56631

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
FORTIER TRANSPORTATION COMPANY, a)	
corporation, for modification of a)	Application No. 39517
Certificate of Public Convenience)	
and Necessity.)	

OPINION AND ORDER

Fortier Transportation Company operates as a highway common carrier of general commodities between San Francisco and the East Bay Area, on the one hand, and the Los Angeles Territory, on the other hand, serving intermediate points, under the authority of a certificate of public convenience and necessity granted by Decision No. 53116, dated May 22, 1956, as amended by Decision No. 53258, dated June 19, 1956, and further amended by Decision No. 53632, dated August 28, 1956, in Application No. 36104. In addition, it operates as a highway common carrier and a petroleum irregular route carrier of petroleum and petroleum products throughout the State of California under authority of certificates of public convenience and necessity granted by Decision No. 42623, dated March 15, 1949, as amended by Decision No. 43049, dated June 28, 1949, in Application No. 29417, with respect to such highway common carrier operations, and Decision No. 44325, dated June 20, 1950, in Application No. 31035, with respect to the petroleum irregular route carrier operations.

It also operates as a highway common carrier for the transportation of general commodities, with certain restrictions, between (a) points and places in the Los Angeles Basin Territory, (b) San Francisco, on the one hand, and San Diego, on the other hand, and (c) Los Angeles Territory, on the one hand, and Oxnard, Santa Barbara,

Ventura, Point Magu, Port Heuneme and San Diego, on the other hand. The authority to operate outside of the Los Angeles Basin Territory does not include the right to render service to, from or between intermediate points. This authority was originally granted to Zimmerman Transportation Company by Decision No. 53642, dated August 28, 1956, as amended by Decision No. 54394, dated January 15, 1957, in Application No. 36019. Decision No. 54801, dated April 9, 1957, in Application No. 38918, authorized Zimmerman Transportation Company to merge into Fortier Transportation Company.

By this application, filed October 26, 1957, Fortier asks that the former Zimmerman rights be amended by deleting therefrom a restriction against the transportation of commodities in bulk in tank trucks.

The application shows that Fortier has for many years been a substantial hauler of commodities in bulk in liquid form and that it has in excess of 200 pieces of equipment which are utilized for this type of transportation. Application states that this restriction on one portion of its operating rights causes confusion. Fortier states that under its other authority it can transport petroleum base products to and from all points within the state, and that shippers are constantly requesting it to haul bulk type commodities between the points here involved.

In the circumstances, it appears, and the Commission finds, that public convenience and necessity require the removal of the restriction as herein sought. The application will be granted. A public hearing is not necessary.

Therefore, good cause appearing,

IT IS ORDERED that Appendix A of Decision No. 53642, in Application No. 36019, as amended, is further amended by incorporating therein First Revised Page 12.

IT IS FURTHER ORDERED that in providing service pursuant to the authority 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.
- (b) Within sixty days after the effective date hereof, and not less than 10 days' notice to the Commission and the public, applicant shall establish the service herein authorized and amend its tariff to reflect the authority herein granted.

This order shall become effective twenty days after the date hereof.

Dated at San Francisco, California, this 30th day of December, 1957.

[Signature]
 President

[Signature]

[Signature]

[Signature]

Commissioners

Appendix A

Fortier Transportation Company
(Formerly Zimmerman Trans-
portation Company, Inc.)

First Revised Page 12
Cancels
Original Page 12

5. Commodities when transported in bulk in dump trucks or in hopper-type trucks.
6. Commodities when transported in motor vehicles equipped for mechanical mixing in transit.

End of Appendix A

Issued by Public Utilities Commission of the State of California

Decision No. 50001, Application No. 39517.