

ORIGINAL

Decision No. 56285

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
PACIFIC MOTOR TRUCKING COMPANY for)
a certificate of public convenience)
and necessity authorizing service as)
a highway common carrier between)
Jamestown and the sites of Beardsley)
Dam and Donnell Dam on the Middle)
Fork of the Stanislaus River for the)
transportation of bulk cement in)
special hopper body equipment in lots)
of not less than 40,000 pounds.)

Application No. 37200

In the Matter of the Application of)
J.P. HAYNES, Agent, for authority to)
cancel certain commodity rates on)
cement to Stanislaus River Dam sites.)

Application No. 39727

OPINION AND ORDER

J. P. Haynes is Agent of Pacific Southcoast Freight Bureau and as such acts under authority of powers of attorney and represents carriers parties to tariffs published by the Bureau. In Item No. 2390, Supplement No. 51 to Pacific Southcoast Freight Bureau Tariff No. 88-T, applicant publishes rates on cement in bulk from Permanente, Kentucky House, Monolith, Redwood City and Davenport to Beardsley and Donnell Dam and powerhouse sites located on the Stanislaus River in Tuolumne County. Such rates carry a minimum weight of 100,000 pounds and apply via Southern Pacific Company to Oakdale, Sierra Railroad to Jamestown, and Pacific Motor Trucking Company to destination. Pacific Motor Trucking Company was granted highway common carrier operative rights especially to perform this operation. The certificate was granted by Decision No. 51874, dated August 23, 1955, in Application No. 37200.

By Application No. 39727 filed January 14, 1958, J. P. Haynes requests authority to cancel, on five days' notice, the rates

A. 37200, et al.-AC*

in said Item No. 2390. He states that cement work at the dam and powerhouse sites has been completed, that the movement has ceased, that there is no prospect of future movements of cement in bulk to the Beardsley and Donnell Dam sites and that these rates are now "dead" rates. The carriers parties to applicant's tariff are desirous of canceling their joint rates published in the item so that they may dismantle and salvage the rail-truck transfer equipment located at Jamestown in which they have invested substantial sums of money.

By Petition for Revocation of Certificate filed February 20, 1958 in Application No. 37200, Pacific Motor Trucking Company seeks revocation of the authority granted it by Decision No. 51874. That certificate authorized Pacific Motor Trucking Company to transport bulk cement from Jamestown to Beardsley Dam and Donnell Dam. Inasmuch as the operations have ceased and it appears that there will no longer be a need for this service, the certificate of public convenience and necessity will be revoked.

In the circumstances, it appears, and the Commission finds, that the proposed cancellation of the rates is justified, and that the revocation of the certificate of public convenience and necessity involved herein will not be adverse to the public interest. A public hearing is not necessary.

Therefore, good cause appearing,

IT IS ORDERED:

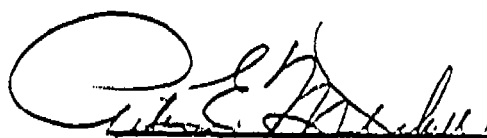
(1) That J. P. Haynes, Agent, Pacific Southcoast Freight Bureau, is hereby authorized to cancel the rates proposed in Application No. 39727, on not less than five days' notice to the Commission and to the public.

(2) That the authority granted in the preceding ordering paragraph shall expire unless exercised within sixty days after the effective date hereof.


(3) That the certificate of public convenience and necessity granted to Pacific Motor Trucking Company by Decision No. 51874, in Application No. 37200, is hereby revoked, effective upon the cancellation of the rates as authorized hereinabove.

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


Dated at San Francisco, California, this 25th day of February, 1958.




President



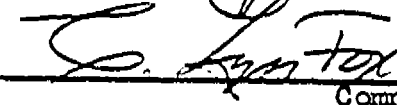
Commissioner



Commissioner



Commissioner



Commissioners