

ORIGINAL

Decision No. 56415

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of WESTERN COMPRESS COMPANY,)
a corporation, for permission to dis-)
continue services as a public warehouse)
and compress, at Los Angeles Harbor.)

Application No. 39753

O P I N I O N

Western Compress Company, a corporation, requests authority to discontinue the handling and storage of property as a public utility warehouseman at 220 East Twenty-Second Street in the San Pedro district of the City of Los Angeles. The facility is situated on real property owned by the City of Los Angeles and is occupied under certain tideland leases set forth in certain orders, as modified, of the Board of Harbor Commissioners of said city, filed by applicant's predecessor, Los Angeles Compress & Warehouse Co., a corporation, in Application No. 21742.

In accordance with the terms of said orders the leases and permits therein granted will expire, and all of applicant's rights and privileges to construct, maintain or operate cotton compresses or warehouses or perform other acts on said premises or to have possession thereof will terminate on the date of February 23, 1958.

Applicant alleges that there are various other warehouses and compresses available to the public and that several of such warehouses have filed tariffs with the Public Utilities Commission; that the use by the public of the warehouse concerned herein has

diminished to the point where only 2,291 bales were stored therein on or about the date of the filing of this application; that no increased use of the compress or storage facilities is anticipated, on the contrary, a further reduction in the number of bales presently stored is imminent; that applicant has not been soliciting any new business for said warehouse and does not propose to do so in the time remaining in its lease of the premises; that applicant has received no complaints from any members of the public over its prospective discontinuance of said warehouse, and it is anticipated that all bales of cotton not owned by applicant will have been removed from said warehouse considerably in advance of the termination date of applicant's lease; that any public convenience which might be served hereafter at said warehouse and compress will be very slight if not non-existent.

Supplemental data filed by applicant shows that as of February 14, 1958, there were 1,526 bales of cotton in storage at said location and that shipping instructions had been received on all but 573 bales which were owned by five parties as follows:

	<u>No. of Bales</u>
Commodity Credit Corporation, Wirth Bldg., 120 Marais St., New Orleans 16, Louisiana.	130
Esteve Brothers, P. O. Box 2129, Dallas 1, Texas.	12
Otto Goedecke, P. O. Box 4065, Fresno, California.	400
Helmbrecht & Co., 401 Cotton Exchange Building, Dallas 21, Texas.	30
Patton Brothers of California, P. O. Box 1428, Fresno, California.	1

Applicant expects shipping instructions as to said 573 bales of cotton on or before the date of termination of the lease, February 23, 1958. In the event that any cotton is left unshipped, applicant proposes, at its own expense, to move said property to similar facilities in the Los Angeles Harbor District where it will be held for the account of the outstanding warehouse receipts.

Applicant proposes to terminate its business in Los Angeles, but will continue to operate at Fresno and Tulare in California, and in Phoenix, Arizona.

Upon consideration of all the facts and circumstances of record, the Commission is of the opinion and finds that public convenience and necessity do not require that Western Compress Company continue its public utility services and therefore the application will be granted subject to the conditions as hereinafter provided.

O R D E R

Application having been made, the Commission being fully advised in the premises and good cause appearing,

IT IS ORDERED that Western Compress Company, a corporation, be, and it hereby is, authorized to discontinue the handling and storage of property as a public utility warehouseman at 220 E. Twenty-Second Street, in the San Pedro district of the City of Los Angeles, subject to the following conditions:

1. Applicant shall continue as a public utility warehouseman, rendering all services specified in its tariffs, at rates and charges therein provided, so long as any property remains in storage in its warehouse; except that from and after February 23, 1958, applicant shall not be required to receive any additional goods for storage.
2. Applicant shall, within ten (10) days from the effective date of this order, file with the Commission its written

acceptance of this order, including all of the provisions and conditions thereof.

3. Applicant shall cause to be prepared and to be mailed or otherwise delivered to each of its storage patrons on or before twenty (20) days from the effective date of this order, a true and complete copy of this order.
4. Western Compress Company may transport stored property to any public utility warehouse or other location within the City of Los Angeles, and shall notify its storage patrons in writing the name and address of the place of storage.
5. Western Compress Company shall pay, for its own account, and at no expense to its patrons, any and all costs connected with the transfer of stored property from its warehouse to other locations, whether designated by its patrons or otherwise, including transportation, the handling charges of the receiving warehouse, and any additional storage charges occasioned by a difference in storage periods between its own and the receiving warehouse.
6. Applicant shall, promptly upon removal of all stored property from its warehouse, (a) file with the Commission a verified statement that it has fully complied with the Conditions 1 to 5 inclusive, and (b) cancel all applicable tariffs, concurrences and powers of attorney, if any, which it has on file with the Commission.

The effective date of this order shall be the date hereof.

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

[Signature]
President

[Signature]

[Signature]

[Signature]

Commissioners