

ORIGINAL

Decision No. 56544

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
Robert K. O'Donnell doing business)	
as BOB'S DELIVERY SERVICE to oper-)	Application No. 36017
ate a highway common carrier service.)	

O P I N I O N

Robert K. O'Donnell is engaged in the transportation of property in California pursuant to permits issued by this Commission.

Applicant seeks an order authorizing him to conduct service as a highway common carrier for the transportation of general commodities generally between points in an area extending from Los Angeles to Pomona, Santa Ana and Long Beach.

It appears that applicant possesses the experience, equipment, personnel and financial resources to institute and maintain the proposed operation.

Upon consideration of the allegations of the application the Commission finds that public convenience and necessity require that the application be granted to the extent set forth in the ensuing order. A public hearing is not necessary.

Applicant is hereby placed upon 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 filed herein, Now Therefore

IT IS ORDERED:

(1) That a certificate of public convenience and necessity is granted to Robert K. O'Donnell, authorizing him 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 he will be required, among other things, to file annual reports of his 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 15th day of April, 1958

[Signature]
President
[Signature]
[Signature]
[Signature]
Theodore Jenner
Commissioners

Robert K. O'Donnell, by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to transport:

1. ADVERTISING MATTER, as listed under that heading in Items Nos. 2485 through 2690 of Western Classification No. 76, J. P. Hackler, Alternate Agent, on the issue date thereof.
2. CLOTH, DRY GOODS OR FABRICS, as listed under that heading in Items Nos. 27730 through 28395 of Western Classification No. 76, J. P. Hackler, Alternate Agent, on the issue date thereof.
3. CURTAIN POLES OR RODS, as listed under that heading in Items Nos. 31670 through 31695 of Western Classification No. 76, J. P. Hackler, Alternate Agent, on the issue date thereof.
4. FLOOR COVERINGS OR RELATED ARTICLES, as listed under that heading in Items Nos. 38830 through 39061 of Western Classification No. 76, J. P. Hackler, Alternate Agent, on the issue date thereof.
5. SHADES, WITH OR WITHOUT FIXTURES, as listed under that heading in Items Nos. 85410 through 85500 of Western Classification No. 76, J. P. Hackler, Alternate Agent, on the issue date thereof.
6. TILE OR TILING, FACING OR FLOORING, OR FACING COVE OR MOLDING, as listed under that heading in Items Nos. 89470 through 89630 of Western Classification No. 76, J. P. Hackler, Alternate Agent, on the issue date thereof.
7. MISCELLANEOUS COMMODITIES, VIZ.:
 - Cement, linoleum
 - Compounds, buffing or polishing
 - Compounds, calking
 - Compounds, cleaning, washing or scouring
 - Glue
 - Laminated plastics
 - Lath, wooden
 - Moldings, aluminum, iron or steel
 - Screens, window
 - Soap

BETWEEN

All points within the territory more particularly delineated in Appendix "B" attached hereto.

End of Appendix A

Issued by California Public Utilities Commission.

Decision No. 56544, Application No. 36017.

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; northerly along State Highway No. 19 to Foothill Boulevard; easterly on Foothill Boulevard to Valencia Way; northerly on Valencia Way to Hillcrest Boulevard; northeasterly on Hillcrest Boulevard to Grand Avenue; southeasterly on Grand Avenue to Oak Park Lane; continuing on Oak Park Lane and the eastern boundary of the City of Monrovia to Wildrose Avenue; easterly on Wildrose Avenue to Bradbury Avenue; southerly on Bradbury Avenue to Lemon Avenue; easterly on Lemon Avenue to Buena Vista Street; southerly on Buena Vista Street to Royal Oaks Drive; easterly on Royal Oaks Drive to the West Bank of 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 along Painter Avenue to U. S. Highway 101; southeasterly and southerly along U. S. Highway 101 to U. S. Highway 101, By-Pass; southeasterly along U. S. Highway 101, By-Pass, to First Street; westerly along First Street and Bolsa Avenue to Bolsa Chica Road; northerly along Bolsa Chica Road to West 17th Street; westerly along West 17th Street to Bay Boulevard; southerly along Bay Boulevard 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.