

ORIGINAL

Decision No. 50642

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Rudolf R. Roesies,
doing business as R. ROESIES TRUCKING
CO., to operate a highway common
carrier service.

Application No. 36337

Rudolf Roesies in propria persona, and
David Roesies, for applicant.

O P I N I O N

Rudolf R. Roesies 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 drugs, sundries, toilet preparations, paper, liquors and chemicals between Los Angeles and various Southern California points.

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

A public hearing was held at Los Angeles on April 16, 1958 before Examiner John Power. No protestants appeared.

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 Rudolf R. Roesies, 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 and over the routes 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,

Rudolf R. Roesies, by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to transport:

1. DRUGS, MEDICINES OR TOILET PREPARATIONS, as described in Items Nos. 33270 through 33770 of Western Classification No. 76, J. P. Hackler, Agent, on the issue date thereof.
2. DENTAL, HOSPITAL OR SURGICAL SUPPLIES, VIZ:
Bandages or Dressings, as described in Item No. 32330 and Cotton, Absorbent, or Absorbent Cotton Waste, as described in Item No. 32360 of Western Classification No. 76, J. P. Hackler, Agent, on the issue date thereof.

BETWEEN:

1. Los Angeles and Santa Barbara via:
 - (a) U.S. Highway 101;
 - (b) U.S. Highway 101 Alternate;
 - (c) U.S. Highway 99 to Newhall Ranch, thence State Highway 126 to U.S. 101 near Ventura.
2. Los Angeles and Ontario via:
 - (a) U.S. Highway 99, and
 - (b) U.S. Highway 66 to Uplands, thence via Euclid Avenue to Ontario.

NOTE: The authority granted by paragraphs (1) and (2) above includes the right to serve all intermediate points.

End of Appendix A

Issued by California Public Utilities Commission

Decision No. 58672, Application No. 36337.