

Decision No. 58800**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 SOUTH SAN FRANCISCO COLD STORAGE)
 AND WAREHOUSE CO., a corporation,)
 for authorization to discontinue)
 cold storage warehouse operations)
 at South San Francisco, California.)

Application No. 40155

O P I N I O N

South San Francisco Cold Storage and Warehouse Co., a corporation, for several years last past, has conducted cold storage warehouse operations at 233 East Grand Avenue, in the city of South San Francisco.

Applicant seeks an order of this Commission authorizing it to discontinue such operations. The application was filed pursuant to a resolution of the applicant's Board of Directors.

The allegations of the application indicate:

1. That applicant occupies the premises above referred to pursuant to a rental arrangement.
2. That applicant's tenancy terminates on June 10, 1958.
3. That applicant thereupon necessarily must cease operations.
4. That A. C. Freeman, applicant's president, is currently filing rates, rules and regulations similar to those of applicant presently on file with the Commission.
5. That A. C. Freeman will operate a new cold storage warehouse business at the premises now used by applicant.
6. That A. C. Freeman will employ the services of the personnel now employed by applicant and that present users of applicant's services will not be subjected to any interruption of service.

Upon consideration of the facts involved herein the Commission finds that public convenience and necessity do not require the continuance of applicant's service. The application will be granted.

O R D E R

An application having been filed and the Commission having decided it should be granted,

IT IS ORDERED:

- (1) That South San Francisco Cold Storage and Warehouse Co. may discontinue and cease the operation of a cold storage warehouse at South San Francisco, California.
- (2) That Mr. J. L. Dawson, Agent, is authorized and directed to cancel concurrently with the discontinuance of operations authorized in paragraph (1) hereof, on not less than five days' notice to the Commission and to the public, the participation of South San Francisco Cold Storage and Warehouse Co. from California Warehouse Tariff Bureau Tariff No. 6-C, Cal. P.U.C. No. 153, on file with this Commission.
- (3) That upon cancellation of rates authorized and directed in paragraph (2) hereof, Power of Attorney WH-1 No. 1 issued by South San Francisco Cold Storage and Warehouse Co. on file with this Commission in favor of Mr. Jack L. Dawson, Agent, is hereby canceled.
- (4) That in the event A. C. Freeman does not commence operations at 233 East Grand Avenue, South San Francisco, and file and make effective rates, rules and regulations similar to those of applicant concurrently with the cancellation of rates, rules and regulations as authorized under paragraph (2) hereof, applicant shall immediately remove all stored property from its warehouse, to any available warehouse designated by its patrons located within the vicinity of South

San Francisco. Applicant 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 warehouses to other locations, 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.

(5) That the authority herein granted will expire unless exercised within ninety days after the effective date of this order.

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

Dated at San Francisco, California, this 17th day of June, 1958.

Ed E. Mitchell President
Paul L. Bremer
William F. ...
E. Lynn Fox
Theodore Jensen Commissioners