

Decision No. 56997

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application )  
of A & B GARMENT DELIVERY OF )  
SAN FRANCISCO, a corporation, )  
for a certificate of public con- )  
venience and necessity to oper- )  
ate as a highway common carrier. )

Application No. 40031

Daniel W. Baker, for applicant.  
Roger Ramsey, for United Parcel  
Service, protestant.

O P I N I O N

A & B Garment Delivery of San Francisco presently engaged as a highway common carrier for the transportation of garments, clothing and wearing apparel between points in the San Francisco Bay Area and Sacramento, requests authority to extend its service north to and including Napa and south to and including Modesto and Carmel. It further requests that its operative authority be redescribed and a new certificate issued.

A public hearing was held before Examiner Thomas E. Daly at San Francisco and the matter was submitted on June 13, 1958.

Applicant provides a specialized operation whereby clothes are transported on hangers thus eliminating the necessity and expense of packing merchandise for shipment and the further need of pressing the garments after they have been delivered.

The proposed service would be daily to all points except between San Jose and Carmel where it would be every other day.

Several witnesses testified on behalf of applicant. They represented businesses engaged in the manufacture and distribution of wearing apparel. They use applicant's present service and would use it to the extended areas. Said service is particularly suited to their business needs and requirements.

The protest of United Parcel Service was directed toward applicant's proposal to transport merchandise such as shirts and blouses in cartons. The protest was withdrawn upon the following amendment to the application.

"Rates maintained on merchandise in cartons exceeding 8 pounds in weight shall be assessed on a 'per shipment' basis and not on a 'per package' basis, except on movements between retail stores and branches or warehouses thereof."

After consideration, the Commission is of the opinion and so finds that public convenience and necessity require the granting of the authority sought.

O R D E R

Application having been filed and the Commission being informed in the premises,

IT IS ORDERED:

(1) That a certificate of public convenience and necessity is hereby granted to A & B Garment Delivery of San Francisco authorizing the transportation of property as a highway common carrier between the points and over the routes set forth in Appendix A attached hereto and by reference made a part hereof.

(2) That in providing service pursuant to the certificate herein granted A & B Garment Delivery of San Francisco shall comply with and observe the following 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 it will be required, among other things, to file annual reports of its 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 to the public, applicant shall establish the service herein authorized and file in triplicate, and concurrently make effective amendments to its tariffs satisfactory to the Commission to reflect the authority herein granted.

(3) That the operating authority granted by Decisions Nos. 48808, 51062 and 52067 is hereby revoked contemporaneously with the making of the filings required by and pursuant to paragraphs (2) (a) and (b) above set forth.

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 15<sup>th</sup> day of July, 1958.

E. Lynn Fox  
President  
Ray G. Winterman

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Commissioners

Matthew J. Dooley  
Commissioner Theodore H. Jenner, being necessarily absent, did not participate in the disposition of this proceeding.

A & B Garment Delivery of San Francisco, by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to transport the following:

COMMODITIES

Apparel, wearing	Gloves
Bags, cloth	Hangers, clothes
Bags, hand	Hose
Bath Robes	Jewelry, costume
Belts	Lining, clothes
Blouses	Luggage
Buttons	Patterns
Cloth,	Shirts
Cloth, piece goods	Shoes
Clothing,	Suspenders
Clothing Accessories	Tapes, cloth
Containers, clothes	Textiles
Draperies	Thread
Dry Goods,	Ties
Fittings, tailored	Towels
Footwear	Trimmings, tailored
Furnishings, men's	Umbrellas
Garments	Yarns

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SERVICE AREA

(A) All points within the San Francisco Territory as described in Item 270-3A of Minimum Rate Tariff No. 2, and within five miles of the boundary thereof, via all highways, roads, streets and bridges therein.

(B) All points on U. S. Highway 101 between San Francisco and junction with State Highway 37, one mile north of Ignacio, inclusive, including all off-route points within three miles of said route, and the off-route points of Belvedere, Tiburon, Mill Valley, San Anselmo, Fairfax and Novato.

(C) All points on State Highways 12 and 37 between Ignacio Junction and Napa, inclusive, including the off-route point of Sonoma.

(D) All points on U. S. Highway 40 between San Francisco and North Sacramento, inclusive, including the off-route point of Dixon.

(E) All points on State Highway 29 between U. S. Highway 40 and Napa, inclusive.

(F) All points on U. S. Highway 50 between San Francisco and Sacramento, inclusive, including the off-route point of Pleasanton.

(G) All points on State Highway 4 between U. S. Highway 40 and Stockton, inclusive, including the off-route points of Port Chicago and Byron.

(H) All points on State Highway 24 between Oakland and Pittsburg, inclusive, including the off-route point of Moraga.

(I) All points on State Highway 21 between Warm Springs and Martinez, inclusive.

(J) All points on State Highway 9 between Sunnyvale and Los Gatos, inclusive, including all off-route points within three miles of said route.

(K) All points on State Highway 17 between San Jose and Santa Cruz, inclusive, including all off-route points within three miles of said route.

(L) All points between San Jose and Salinas, inclusive, on U. S. Highway 101.

(M) All points on State Highway 1 between Santa Cruz and Carmel, inclusive, including the off-route points of Pacific Grove, Pebble Beach, and Asilomar.

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(N) All points on unnumbered highway between Salinas and Monterey, inclusive.

(O) All points on U. S. Highway 99 between Stockton and Modesto, inclusive.

(P) All points on State Highways 33 and 132 between Tracy and Modesto, inclusive.

(Q) Between any and all points on and off the routes and within the territory described in paragraphs (A) through (P).

Applicant may use the following alternate routes for operating convenience only:

(1) Unnumbered highway and the San Rafael-Richmond Bridge between San Rafael and Richmond.

(2) State Highway 48 between Sears Point and U. S. Highway 40.

(3) State Highway 12 between Napa and U. S. Highway 40.

(4) State Highway 152 between Gilroy and Watsonville.

(5) State Highway 156 between Prunedale and Castroville.

(6) Unnumbered highway between Castroville and Salinas.

(7) State Highway 120 between U. S. Highways 50 and 99.

(8) Unnumbered highway between State Highway 4 and U. S. Highway 50 via Byron.

#### CONDITIONS

(1) Applicant shall not transport property sold by a retail merchant from said retail merchant's store or warehouse to the purchaser thereof.

(2) Rates maintained on merchandise in cartons exceeding 8 pounds in weight shall be assessed on a "per shipment" basis and not on a "per package" basis, except on movements between retail stores and branches or warehouses thereof.

END OF APPENDIX A

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