

ORIGINALDecision No. 57973

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
 ARTHUR R. ALTNOW, doing business as
 LODI TRUCK SERVICE, for a certificate
 of public convenience and necessity
 to operate as a highway common carrier.

Application No. 36162

SUPPLEMENTAL OPINION AND ORDER

Arthur R. Altnow, doing business as Lodi Truck Service, requests modification of his certificate to operate as a highway common carrier by excluding therefrom the authority to transport fruits and vegetables when destined to processing plants, wineries, canneries, packing plants and sheds, and ice houses.

In his original application applicant requested such exclusion, but the Commission by Decision No. 52770, dated March 13, 1956, inadvertently failed to provide for the exclusion.

As justification for the authority sought applicant alleges that he derives substantial revenue from the contract transportation of fruits and vegetables to processing plants and packing houses; that since such transportation has never been subject to the Commission's minimum rates, applicant would lose the patronage of substantial shippers and suffer the destruction of his long-established business if required to apply tariff rates to such operations.

After consideration the Commission is of the opinion and so finds that public convenience and necessity no longer require applicant's service as a highway common carrier for the transportation of fruits and vegetables as hereinafter specified.

ORDER

Petition for modification having been filed and the Commission being informed in the premises,

IT IS ORDERED:

(1) That Arthur R. Altnow, doing business as Lodi Truck Service, is hereby authorized to discontinue service as a highway common carrier for the transportation of fresh or green fruits, fresh or green vegetables, or mushrooms when the point of destination of the shipment is a cannery, accumulation station, cold storage plant, precooling plant, or winery.

(2) That within thirty days after the effective date hereof and on not less than five days' notice to the Commission and to the public, applicant shall amend his tariffs presently on file with the Commission to reflect the authority herein granted.

(3) That First Revised Page 2 attached hereto is substituted in the place and stead of Original Page 2 of Appendix A attached to Decision No. 52770.

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

Dated at San Francisco, California, this 3rd day of February, 1959.

[Signature]
 President

[Signature]

[Signature]

[Signature]
 Commissioners

- A. Used household goods and personal effects not packed in accordance with the crated property requirements set forth in paragraph (d) of Item No. 10-C of Minimum Rate Tariff No. 4-A.
- B. Automobiles, trucks and buses, viz.: new and used, finished or unfinished passenger automobiles (including jeeps) ambulances, hearses and taxis; freight automobiles, automobile chassis, trucks, truck chassis, truck trailers, trucks and trailers combined, buses, bus chassis, other than between points specified in paragraphs 1 and 2 hereof.
- C. Livestock, viz.: bucks, bulls, calves, cattle, cows, dairy cattle, ewes, goats, hogs, horses, kids, lambs, oxen, pigs, sheep, sheep camp outfits, sows, steers, stags or swine.
- D. Commodities requiring the use of special refrigeration or temperature control in specially designed and constructed refrigerated equipment, other than between points specified in paragraph 1 hereof.
- E. Liquids, other than fuel oils, petroleum emulsions and black oils between points specified in paragraphs 1 and 2 hereof; compressed gases; commodities in semi-plastic form and commodities in suspension in liquids in bulk, in tank trucks, tank trailers, tank semitrailers or a combination of such highway vehicles.
- F. Commodities when transported in bulk in dump trucks or in hopper type trucks.
- G. Commodities when transported in motor vehicles equipped for mechanical mixing in transit.
- H. Fresh or green fruits, fresh or green vegetables, or mushrooms when the point of destination of the shipment is a cannery, accumulation station, cold storage plant, precooling plant, or winery.

Issued by California Public Utilities Commission.

Decision No. 57973, Application No. 36162.