

**ORIGINAL**

Decision No. 58848

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
HARRY MCKENZIE TRUCKING CO., a  
corporation, for an order amending  
its certificate of public convenience  
and necessity to operate as a highway  
common carrier.

Application No. 41230

O P I N I O N

Harry McKenzie Trucking Co., a corporation, presently rendering service as a highway common carrier, requests that its certificate be amended by excepting therefrom the authority to transport fertilizer and cotton linters.

By Decisions Nos. 53470 and 53958 dated July 20, 1956 and October 23, 1956, respectively, in Application No. 36163, applicant was authorized to transport chemicals, fertilizer, grain, petroleum or petroleum products, cotton linters, and miscellaneous commodities between San Francisco Territory, Los Angeles Basin Territory and Stockton, on the one hand, and, on the other hand, all points within 25 miles laterally of U.S. Highway 99 between Wheeler Ridge and Chowchilla, both inclusive, State Highway 33 between Maricopa and Los Banos, and State Highway 65 between Bakersfield and Pinehurst. Applicant also operates as a highway contract carrier and a radial highway common carrier.

It is alleged that prior to the issuance of Decisions Nos. 53470 and 53958 applicant transported fertilizer and cotton linters under its permits in competition with carriers holding like authority; that the involved commodities are exempt from the

Commission's minimum rate regulations; that with the inclusion of fertilizer and cotton linters in its certificated authority applicant was required to publish rates for the transportation of said commodities; that applicant is no longer competitive with permitted carriers and as a result of diversion has experienced a substantial loss of revenue; that the granting of the authority sought will enable applicant to meet competition, improve its load factor and thus perform a more efficient and economical service.

After consideration the Commission is of the opinion and so finds that public convenience and necessity no longer require the transportation of fertilizer and cotton linters by applicant as a highway common carrier. A public hearing is not necessary.

O R D E R

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

IT IS ORDERED:

(1) That after the effective date hereof Harry McKenzie Trucking Co., may discontinue transporting the following commodities as a highway common carrier, said discontinuance to become effective concurrently with the effective date of the tariff filings required by paragraph (2) hereof:

FERTILIZER, as listed under that heading in Items Nos. 535, 540 and 550 of Exception Sheet No. 1-S, Cal. P.U.C. No. 193, J. P. Haynes, Agent, on the issue date thereof and Supplement No. 28 thereto.


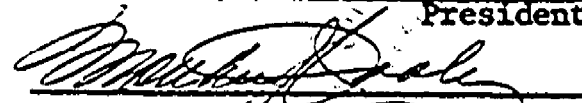
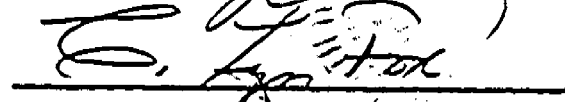
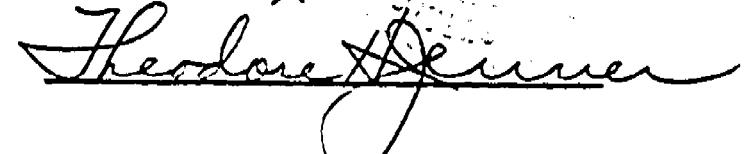
LINTERS, cotton.

(2) That 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 amend its tariffs presently on file with this Commission to reflect the authority herein granted.

(3) That Second Revised Page 1 attached hereto is hereby substituted in the place and stead of First Revised Page 1 of Appendix A attached to Decision No. 53470.

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

Dated at San Francisco, California, this 4th day of August, 1959.

  
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President  
  
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Commissioners

Harry McKenzie Trucking Co., by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to transport the following commodities:

1. CHEMICALS, as listed under that heading in Items Nos. 9955 through 12030 of Western Classification No. 75, Cal. P.U.C. No. 8, George H. Dumas, Agent, on the issue date thereof and Supplements Nos. 41, 46, 48 and 50 thereto.
2. GRAIN, as listed under that heading in Items Nos. 21640 through 21700 of Western Classification No. 75, Cal. P.U.C. No. 8, George H. Dumas, Agent, on the issue date thereof.
3. PETROLEUM OR PETROLEUM PRODUCTS, IN PACKAGES, INCLUDING COMPOUNDED OILS OR GREASES HAVING A PETROLEUM BASE, as listed under that heading in Items Nos. 36390 through 36465 of Western Classification No. 75, Cal. P.U.C. No. 8, George H. Dumas, Agent, on the issue date thereof and Supplements Nos. 46 and 50 thereto.
4. MISCELLANEOUS COMMODITIES, VIZ.:  
 Bags and Bagging, cotton, paper, burlap, gunny,  
 ixtle (istle), jute or sisal  
 Brandy  
 Cans and Covers, sheet iron or steel  
 Coffee  
 Drums, empty shipping, iron or steel, fibreboard  
 or pulpboard  
 Flax fibre  
 Flaxseed  
 Pipe, iron or steel  
 Raisins  
 Ties, baling, iron or steel  
 Wire, iron or steel  
 Wine

Issued by California Public Utilities Commission.

Decision No. 58828, Application No. 41230.