

Decision No. 53884**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application )  
of MERCHANTS EXPRESS OF CALIFORNIA, )  
a corporation, for a certificate of )  
public convenience and necessity to )  
extend highway common carrier service. )

Application No. 41587

Edward M. Berol, for applicant.O P I N I O N

Merchants Express of California requests authority to extend its highway common carrier service between:

(1) San Francisco and Oakland, on the one hand, and intermediate points between Laytonville and Fernbridge on U. S. Highway 101, inclusive, on the other hand; and between Laytonville and Fernbridge, inclusive, serving all intermediate points.

(2) Between San Francisco and Oakland, on the one hand, and all points and places laterally within 10 miles of U. S. Highway 101 between Laytonville and Crescent City, on the other hand; and between all points and places laterally within 10 miles of U. S. Highway 101 between Laytonville and Crescent City.

A public hearing was held before Examiner Thomas E. Daly on February 24, 1960, at San Francisco. No appearance was made in protest to the granting of the application.

Applicant proposes a daily scheduled service except Saturdays, Sundays and holidays to and from points on U. S. Highway 101, and "on-call" service to and from points within the lateral

territory. The proposed rates are generally those established in Minimum Rate Tariff No. 2.

Applicant maintains eleven terminals throughout the State. It owns and operates 1,128 pieces of revenue equipment.

It is alleged that applicant presently serves points and places on U. S. Highway 101 between Fernbridge and Crescent City; that the granting of the authority sought will enable applicant to fill in a gap in its service between Laytonville and Fernbridge; and that the radial authority is requested for the purpose of providing service to many lumber mills, logging camps and resorts.

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 that:

1. A certificate of public convenience and necessity is hereby granted to Merchants Express of California authorizing service as a highway common carrier for the transportation of property between the points and over the routes set forth in Appendix A attached hereto.

2. 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, 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 the public, applicant shall establish the service herein authorized and file in triplicate, and concurrently make effective, tariffs satisfactory to the Commission.

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

Dated at San Francisco, California, this 5<sup>th</sup> day of April, 1960.

[Signature]  
President

[Signature]

[Signature]

[Signature]

[Signature]  
Commissioners

Merchants Express of California, by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to transport general commodities between:

1. San Francisco and Oakland, on the one hand, and intermediate points between Laytonville and Fernbridge on U. S. Highway 101, inclusive, on the other hand; and between Laytonville and Fernbridge, inclusive, serving all intermediate points.
2. San Francisco and Oakland, on the one hand, and all points and places laterally within 10 miles of U. S. Highway 101 between Laytonville and Crescent City, on the other hand; and between all points and places laterally within 10 miles of U. S. Highway 101 between Laytonville and Crescent City, using all U. S., State and County roads within such lateral areas.

Applicant shall not transport any shipments of:

1. 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.
2. 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.
3. 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.

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4. Commodities requiring the use of special refrigeration or temperature control in specially designed and constructed refrigerator equipment.
5. Liquids, 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.
6. Commodities when transported in bulk in dump trucks or in hopper-type trucks.
7. Commodities when transported in motor vehicles equipped for mechanical mixing in transit.
8. Logs.

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