

Decision No. 60255**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application
of NICKELLS VAN & STORAGE, INC.,
a California corporation, for a
certificate of public convenience
and necessity to transact business
as a public warehouseman.

Application No. 41679

In the Matter of the Application
of RED LINE WAREHOUSES, INC., a
California corporation, for a
certificate of public convenience
and necessity to transact business
as a public warehouseman.

Application No. 41644

In the Matter of the Application of
VERNON J. CRISTINA, doing business
as CRISTINA WAREHOUSING COMPANY,
for a certificate of public conven-
ience and necessity to transact
business as a public warehouseman.

Application No. 41671

Frank Loughran, for applicants.
John R. Laurie, for the Commission staff.

O P I N I O N

Vernon J. Cristina doing business as Cristina Warehousing Company, Red Line Warehouses, Inc. and Nickells Van & Storage, Inc., request certificates of public convenience and necessity to operate as public warehousemen in the City of San Jose.

A public hearing was held before Examiner Thomas E. Daly on May 18, 1960, at San Jose.

Applicant Cristina has operated as a private warehouseman for the past two years. He leases property located at 1045 North 10th Street, San Jose. Located on said property is a single story,

dock height, concrete building consisting of 48,000 square feet of storage space.

Applicant Red Line Warehouses, Inc. has conducted warehouse operations in the City of San Jose for the past twelve years. It operates two warehouses. One is located at 345 Phelan Avenue, San Jose, and consists of a corrugated steel building with 35,000 square feet of storage space. The building is served by spur track, is of dock height and has six truck doors and five rail doors. The other warehouse is located at 1726 South Smith Avenue, San Jose, and consists of 7,000 square feet of storage space.

Applicant Nickells Van & Storage, Inc. has also conducted warehouse operations in the City of San Jose for the past several years. It operates a warehouse located at 1617 Almaden Road, San Jose. The warehouse consists of a concrete building comprising 13,000 square feet of storage space.

Each applicant filed tariffs with the Commission pursuant to the grandfather rights provided for in the 1959 amendments to Sections 1051 and 1052 of the Public Utilities Code. Said tariffs were not received by the Commission because the population of the City of San Jose had exceeded 150,000 prior to said legislation. As a result applicants filed the instant applications.

In each instance the applicants stated that their proposed rates on commodities handled in the past are based upon actual experience and are reasonable. All proposed rates on commodities with which they have had no prior experience are assertedly comparable with those charged by other public warehousemen serving the general area.

Eight public witnesses testified. They represented such

business concerns as the Lockheed Missile and Space Division in Sunnyvale, Santa Clara Packing Company, Personal Products, Able Steel Company, Wedgewood Holly Corporation, O'Keefe and Merritt Company, Hart's Department Store, Pacific Telephone and Telegraph Company and Western Electric Company. Each witness testified that his company has in the past and is presently using the services of one or another of the applicants. They were satisfied with the respective services of applicants and would use the proposed certificated services.

A representative of the James Warehouse Company, a public warehouseman serving the City of San Jose, testified in support of all applications. The witness stated that it would be in the interest of fair competition and in the interest of the public generally if applicants would publish and comply with filed tariffs as would be required if the applications were granted.

After consideration the Commission is of the opinion and finds that public convenience and necessity require the granting of the applications.

O R D E R

Applications having been filed and the Commission being informed in the premises;

IT IS ORDERED:

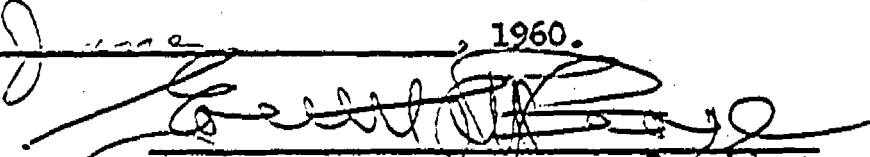
(1) That certificates of public convenience and necessity are hereby granted to Vernon J. Cristina, Red Line Warehouses, Inc. and Nickells Van & Storage, Inc. authorizing the operation of 48,000, 32,000 and 13,000 square feet of warehouse floor space respectively in the City of San Jose for the storage of property as public utility warehousemen.


(2) That in providing service pursuant to the certificates herein granted, applicants shall comply with and observe the following service regulations:


- (a) Within thirty days after the effective date hereof, applicants shall file written acceptances of the certificates herein granted.
- (b) Within sixty days after the effective date hereof, and on not less than ten days' notice to the Commission and to the public, applicants shall establish the service and concurrently make effective tariffs satisfactory to the Commission.

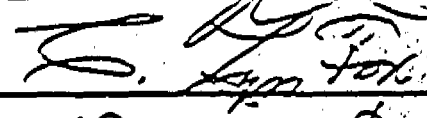
The effective date of this order shall be twenty days after the date hereof.

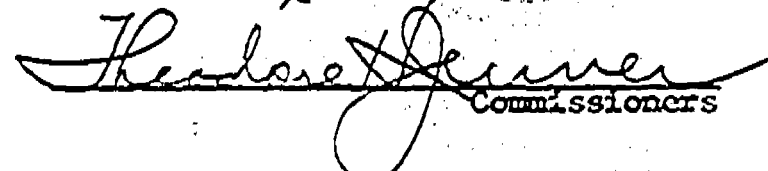
Dated at San Francisco, California, this
11th day of June, 1960.



President








Commissioners