

A. 42694
C. 6633-bjc

Decision No. 61002

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the application of)
JEROME N. SWEETLAND AND GALE W.)
JOHNSON, doing business under the firm)
names and style of "VENTURA COUNTY) Application No. 42694
SEED GROWERS" AND "CAMARILLO WAREHOUSE)
COMPANY," for leave to discontinue the)
operations of a public utility warehouse.)
Investigation of the Commission's own)
motion into warehouse operative rights)
of Jerome N. Sweetland and Gale W.) Case No. 6633
Johnson, doing business as CAMARILLO)
WAREHOUSE COMPANY.)

OPINION AND ORDER

Jerome N. Sweetland and Gale W. Johnson, co-partners, doing business as Camarillo Warehouse Company, possess a prescriptive operating right as a public utility warehouseman for the operation of 36,000 square feet of storage or warehouse floor space at Camarillo.¹ The principal commodities stored are beans, grain and feed. By this application, filed September 22, 1960, the company seeks an order authorizing them to discontinue the public warehouse business effective as of March 1, 1961. If the discontinuance is authorized, applicants propose to enter into an agreement whereby the property will be sold to a corporation which will not engage in the business as a public warehouse.

Applicants allege that for the past several years they have consistently lost money in the operation of the warehouse, in part for the reason that there is an overabundance of warehouse facilities in the same area as served by applicants.² Applicants state that they will continue the operation as a public utility warehouseman up to and including March 1, 1961, because the public has stored and will continue to store its products in applicants' warehouse to said date, and that said continuation will be in the best interests of the public.

¹By order of the Commission dated July 26, 1960, in Case No. 6633.

²The Commission's records show that there are six public utility warehouses with total storage or warehouse floor space of 95,200 square feet located within 17 miles of Camarillo.

According to the application, immediate plans must be made to discontinue the operation of the warehouse in a gradual manner so as not to affect the public needs and welfare. Also, plans must immediately be made for the coming seasons in order that applicants and the public may make necessary storage arrangements.

Upon consideration of the allegations contained in the application, it appears, and the Commission finds, that the proposed discontinuance of the public utility warehouse operation herein involved will not be adverse to the public interest. Applicants will be authorized to withdraw from this operation, effective March 1, 1961, subject to conditions designed to protect the interests of its patrons. A public hearing is not necessary.

Therefore, good cause appearing,

IT IS ORDERED:

(1) That the prescriptive right as a public utility warehouseman at Camarillo possessed by Jerome N. Sweetland and Gale W. Johnson, as determined in Case No. 6633, dated July 26, 1960, is revoked effective March 1, 1961.

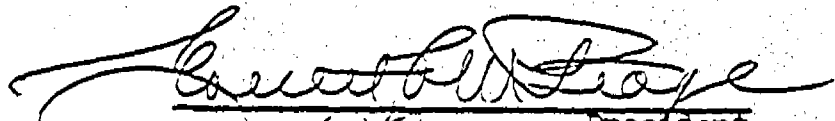
(2) That Jerome N. Sweetland and Gale W. Johnson, co-partners, are hereby authorized to discontinue their public utility warehouse operation at Camarillo, effective March 1, 1961, subject to the following conditions:

1. Applicants shall continue as a public utility warehouseman, rendering all services specified in their tariffs, at rates and charges therein provided, so long as any property remains in storage in their warehouse; except that from and after the date of filing the written acceptance specified in Condition 2 hereof, applicants shall not be required to receive any additional goods for storage.
2. Applicants shall, within twenty days after the effective date of this order, file with the Commission their written acceptance of this order, including all of the provisions and conditions thereof.
3. Applicants shall cause to be prepared and to be mailed or otherwise delivered to each of their storage patrons on or before twenty days after the effective date of this order, a true and complete copy of this order.

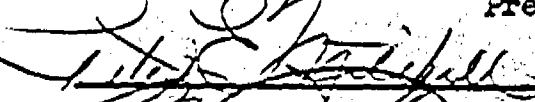
4. Applicants' storage patrons may designate any available public warehouse or other location within the vicinity of Camarillo to which their stored property shall be moved; however, in the absence of such election on or before sixty days after the effective date hereof, applicants may transport such property to any public utility warehouse within that vicinity.
5. Applicants shall pay, for their own account, and at no expense to their patrons, any and all costs connected with the transfer of stored property from their warehouse to other locations, whether designated by their patrons or otherwise, including transportation, the handling charges of the receiving warehouse, and any additional storage charges occasioned by a difference in storage periods between their own and the receiving warehouse.
6. Applicants shall, promptly on removal of all stored property from their warehouse, (a) file with the Commission a verified statement that they have fully complied with Conditions 1 to 5, inclusive, and (b) cancel all tariffs, concurrences and powers of attorney which they have on file with the Commission.

This order shall become effective twenty days after the date hereof.

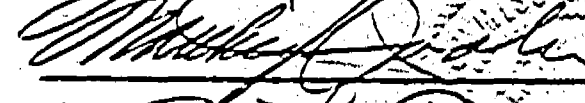
Dated at Los Angeles, California, this 1st day of November, 1960.



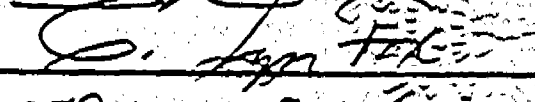
President



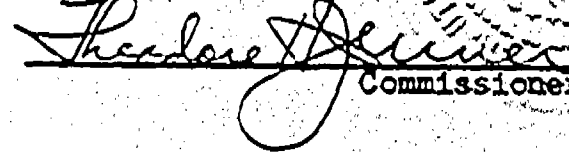
Member



Member



Member



Commissioners

