

**ORIGINAL**Decision No. 61243

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
 GORDON B. THRASH, dba GORDON B. THRASH  
 TRUCKING, an individual for a certificate  
 of public convenience and necessity to  
 operate as a highway common carrier of  
 general commodities between Ukiah and  
 Covelo, Calif., pursuant to Public  
 Utilities Code Sections 1063-1064.

Application No. 42666

O P I N I O N

Gordon B. Thrash, dba Gordon B. Thrash Trucking is operating under permitted authority as a contract carrier within seventy-five miles of Covelo, transporting general commodities with the usual exceptions.

Applicant now requests a certificate of public convenience and necessity to serve from Ukiah north on Highway 101 to Longvale, then over a county road to Dos Rios and Covelo. Copies of this application were mailed to a railroad and seven highway carriers, who serve Highway 101 from Ukiah to Willits.

The applicant proposes a three day a week service on Monday, Wednesday and Friday. Rates charged will be those established by Minimum Rate Tariff No. 2. A single two-axle Reo truck, with a refrigerated van will be used to provide the service.

Applicant also requests authorization to combine with Antoni Truck Lines at Ukiah so a through rate may be established from points served by Antoni Truck Lines to Covelo.

In view of the limited area to be served and the lack of protest, it appears that it will not be necessary to hold a public hearing.

The applicant possesses adequate equipment, the necessary experience, and financial position to enable him to perform the required service. The Commission finds and concludes that public convenience and necessity require that the application be granted.

Applicant is hereby placed on notice that operative rights, as such, do not constitute a class of property which may be capitalized or used as an element of value in rate fixing for any amount of money in excess of that originally paid to the State as the consideration for the grant of such rights. Aside from their purely permissive aspect, such rights extend to the holder a full or partial monopoly of a class of business over a particular route. This monopoly feature may be modified or canceled at any time by the State, which is not in any respect limited as to the number of rights which may be given.

O R D E R

Application having been filed, the Commission having considered the same and being of the opinion that a public hearing is not necessary; therefore,

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Gordon B. Thrash authorizing him to operate as a highway common carrier as defined by Section 213 of the Public Utilities Code for the transportation of property between the points and over the routes particularly set forth in Appendix A attached hereto and made a part hereof.

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 and insurance requirements of the Commission's General Order No. 100-A. 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 Orders Nos. 99 and 100-A, may result in a cancellation of the operating authority granted by this decision.
- b. Within one hundred twenty 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 20th day of December, 1960.

Geoffrey R. [Signature]  
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 President

[Signature]  
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[Signature]  
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[Signature]  
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Theodore J. [Signature]  
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 Commissioners

Gordon B. Thrash, by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to transport general commodities over the routes and between all points hereinafter described.

From Ukiah over U. S. Highway 101 to Willits and Longvale, thence northeast on Mendocino County Roads to Dos Rios, Covelo and Eel River Ranger Station.

Applicant is authorized to provide service within a ten mile radius of the routes and points enumerated above.

Applicant may establish through rates between points served by the applicant and all points served as a highway common carrier by Alfred F. Antoni, doing business as Antoni Truck Lines of Ukiah.

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 and 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.
4. Commodities requiring the use of special refrigeration or temperature control in specially designed and constructed refrigerator equipment.

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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.

End of Appendix A

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