

Decision No. 62912

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of BEKINS WAREHOUSING CORP., a)
corporation, for a certificate)
of public convenience and)
necessity to operate the business)
of a warehouseman in Baldwin Park.)

Application No. 43785
(Filed September 26, 1961)

OPINION AND ORDER

Applicant seeks a certificate of public convenience and necessity to operate as a public utility warehouseman for the storage of general commodities in 3,000 square feet of space located at 14315 East Dalewood Street, Baldwin Park.

Applicant avers that there is and will be a continually increasing demand for storage facilities in the area involved herein to provide storage service for the many industries which are developing in this rapidly growing territory. Applicant states that its parent company, Bekins Van & Storage Co., has erected a new, modern, reinforced concrete warehouse building in Baldwin Park; that the building is a single-story with a piling height of over 23 feet; that the building is completely equipped with loading docks, dock space, platform scales, forklift trucks and pallets; and that the total area is 12,000 square feet of which applicant proposes to dedicate 3,000 square feet for commercial storage. Applicant alleges that the sought certificate is required in the public interest in order to make available needed warehouse service to the merchants and commercial enterprises in the rapidly growing area in the vicinity of Baldwin Park.

Copies of the application were served by applicant on California Warehousemen's Association, Los Angeles Warehousemen's Association, and the City of Baldwin Park.

In addition, applicant informed the Commission Secretary in writing that a copy was served on Fleetwood Warehouse Co., at Covina. No objection to the granting of the application has been received.

In the circumstances, the Commission is of the opinion, and finds, that public convenience and necessity require the granting of the authority sought. A public hearing is not necessary. The application will 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, they extend to the holder a full or partial monopoly of a class of business. This monopoly feature may be changed or destroyed at any time by the State, which is not in any respect limited to the number of rights which may be given.

Good cause appearing,

IT IS ORDERED that:

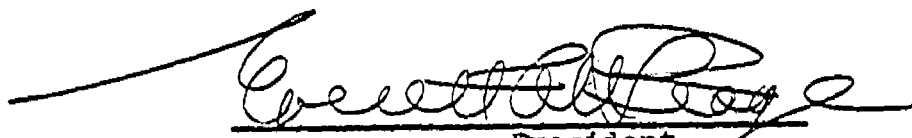
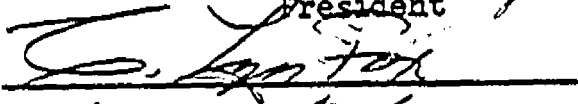
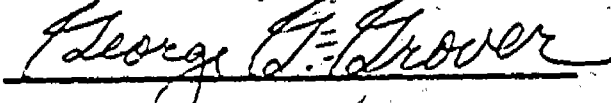
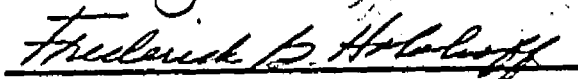
(1) A certificate of public convenience and necessity is hereby granted to Bekins Warehousing Corp. authorizing it to operate as a public utility warehouseman, as defined in Section 239(b) of the Public Utilities Code, in the operation of storage or warehouse floor space as more particularly set forth in Appendix A attached hereto and by this reference 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. Failure to file such reports, in such form and at such time as the Commission may direct, may result in a cancellation of the public utility warehouse operations authorized by said decision.
- (b) Within one hundred twenty days after the effective date hereof, and on not less than ten days' notice to the Commission and to 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 Los Angeles, California, this 5th day of December, 1961.


President




Commissioners

Commissioner Peter E. Mitchell, being necessarily absent, did not participate in the disposition of this proceeding.

Bekins Warehousing Corp., by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to operate as a public utility warehouseman for the storage or warehouse floor space as follows:

<u>Location</u>	<u>Number of Square Feet of Floor Space</u>
Baldwin Park	3,000

(The floor space shown above is exclusive of the 50,000 square feet of expansion permissible under Section 1051 of the Public Utilities Code.)

End of Appendix A

Issued by California Public Utilities Commission.

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