

ORIGINAL

Decision No. 63064

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
THOMAS C. SCHNECK, dba GARDNER'S )	
DELIVERY SERVICE, to operate )	Application No. 36468
highway common carrier service, )	
pursuant to the provisions of Sec. )	
1063 of the Public Utilities Code. )	

In the Matter of the Application of)	
THOMAS C. SCHNECK and LEROY L. )	
MORPHIS, co-partners doing business )	
as GARDNER'S DELIVERY SERVICE, to )	Application No. 42001
transfer, and GARDNER'S DELIVERY )	
SERVICE, INC., a corporation, to )	
acquire operating rights and )	
properties of a highway common )	
carrier, and to issue stock. )	

SUPPLEMENTAL OPINION AND ORDER

By the decision hereinafter identified, Gardner's Delivery Service, Inc., acquired a certificate of public convenience and necessity authorizing operations as a highway common carrier of general commodities. The following commodity exclusion is included in the certificate:

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

Under Decision No. 61177, dated December 13, 1960, in Case No. 5432, temperature control charges were established on

"Commodities requiring protection from heat by the use of ice (either water or solidified carbon dioxide) or by mechanical refrigeration."

By letter dated June 19, 1961, the carrier informed the Commission that it would have no objection to the revision of its certificate to make the commodity exclusion consistent with the

application of the temperature control charges. The certificate will be amended accordingly. A public hearing is not necessary.

Good cause appearing,

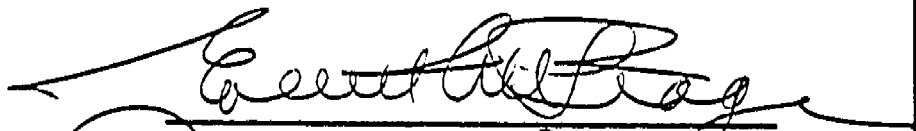

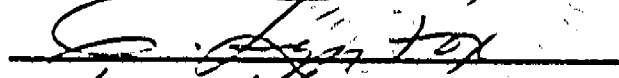
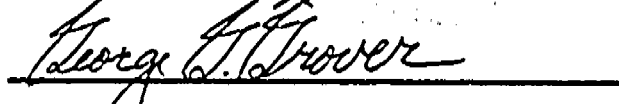
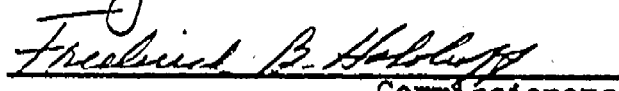
IT IS ORDERED that:

(1) The certificate of public convenience and necessity granted to Thomas C. Schneck by Decision No. 55989, dated December 16, 1957, in Application No. 36468, and acquired by Gardner's Delivery Service, Inc., by Decision No. 59831, dated March 29, 1960, in Application No. 42001, is hereby amended by substituting First Revised Page 2 in place and stead of Original Page 2.

(2) Within one hundred twenty days after the effective date hereof, and on not less than five days' notice to the Commission and the public, Gardner's Delivery Service, Inc., shall amend its tariffs on file with the Commission to reflect the authority granted herein.

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

Dated at San Francisco, California, this 9<sup>th</sup> day of January, 1962.

  
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President  
  
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Commissioners

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 protection from heat by the use of ice (either water or solidified carbon dioxide) or by mechanical refrigeration.
5. Liquids, compressed gases, commodities in semiplastic 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.

End of Appendix A

Issued by California Public Utilities Commission.

Decision No. \_\_\_\_\_, Applications Nos. 36468 and 42001.