

ORIGINAL

Decision No. 63530

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application
of LILLIAN L. DIVINE dba DIVINE'S
FURNITURE, of Monterey Park, for
a permit to operate as a Household
Goods Carrier (Appl. No. 19-54765-
EG), for the transportation of
household goods, 50 mile radius of
Los Angeles (Filed No. T-71,493).

Application No. 43928

Gilbert R. Horn, for applicant;
Paul M. Hogan, for the Commission's staff;
E. E. Bartholemy, for California Trucking
Associations, Inc., and Charles A.
Woelfel, for California Moving and
Storage Association, interested parties;
Jackson W. Kendall, for Bekins Van &
Storage Co., Bekins Van Lines, Inc.,
and Bekins Van & Storage, Inc., protestants.

O P I N I O N

A member of the Commission's staff having determined, after examination and appraisal as provided in Section 5135 of the Public Utilities Code, that applicant was not qualified, the matter was set for hearing.

A public hearing was held in the above-entitled matter at Los Angeles on May 2, 1962, before Examiner Mark V. Chiesa.

Gilbert R. Horn, an employee of applicant, testified that for many years applicant has been engaged in the business of buying and selling used furniture and household goods in the Monterey Park area; that in the course of said business applicant

frequently receives requests from past and present customers and others to move their household goods from one residence to another within the surrounding territory; that applicant's proposed carrier operation would be incidental to the furniture business; that he has been employed by applicant in a managerial capacity for many years, and that he now has knowledge of the Commission's Distance Table No. 4 and Minimum Rate Tariff No. 4-A and is able to comply with the terms and conditions thereof. The application shows a net worth of \$50,282.73 for applicant.

The testimony of a member of the Commission's staff indicates applicant now has sufficient qualifications to justify the issuance of a permit on a limited basis.

Protestants' cross-examination assisted in the development of the record; otherwise no evidence was presented in their behalf.

Upon consideration of the application and examination, and the evidence of qualification presented at the hearing, the Commission finds that applicant possesses sufficient knowledge, ability, integrity, financial resources and responsibility to perform the services of a Household Goods Carrier as set forth in the following order:

O R D E R

IT IS ORDERED that on the effective date of this decision the Secretary of the Commission is directed to cause Household Goods Carrier Permit No. 19-54765 to be issued to Lillian L. Divine, an individual, doing business as Divine's Furniture,

inserting therein conditions and restrictions limiting applicant's operation (a) within the Metropolitan Los Angeles Area, as described in Items Nos. 350 and 353 of Minimum Rate Tariff No. 4-A as of the date of this order, and (b) to service performed only on an hourly or piece-rate basis.

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

Dated at San Francisco, California, this 15th day of JUNE 1, 1962

Charles R. Deane
President

John E. ...

George L. Bremer

Fredrick B. Holbrook

Commissioners

Commissioner C. Lyn Fox, being necessarily absent, did not participate in the disposition of this proceeding.