

ORIGINAL

Decision No. 64092

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
WILLIAM H. MEEK, JR., an individual,)	
doing business as McDERMOTT TRUCKING,)	Application No. 43336
for a certificate of public conven-)	
ience and necessity to operate as a)	
highway common carrier.)	

OPINION AND ORDER

William H. Meek, Jr., doing business as McDermott Trucking, and presently authorized to transport rice, barley, safflower, wheat, animal and poultry feed, and fertilizer, in bulk, between various points as a highway common carrier, requests that safflower be deleted from his certificated authority.

It is alleged that applicant transported safflower for many years as a permitted carrier; that the Commission, by Decision No. 63751, dated May 28, 1962, held that safflower seed was exempt from the provisions of Minimum Rate Tariff No. 2; that as a result applicant, because of his published tariff, cannot compete with the permitted carriers, who charge lesser rates and thus attract applicant's customers of long standing. Applicant requests authority to amend his tariff on short notice because the harvest season on safflower commences in August.

After consideration the Commission finds and concludes that the requested authority would not be adverse to the public interest. A public hearing is not necessary. Applicant is placed on notice, however, that the result of the action of the Commission in granting the relief here sought is to make it unlawful for applicant to operate as a highway common carrier for the transportation of safflower.

IT IS ORDERED that:

1. Appendix A of Decision No. 62131 is hereby amended by substituting First Revised Page 1 attached hereto in place and instead of Original Page 1.

2. After the effective date hereof and on not less than five days' notice to the Commission and to the public, applicant shall amend his tariff presently on file with this Commission to reflect the authority herein granted.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 7th day of August, 1962.

George A. Flower
President
[Signature]
[Signature]

Commissioners

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

Commissioner Frederick B. Holboff, being necessarily absent, did not participate in the disposition of this proceeding.

William H. Meek, Jr., by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to transport rice, barley, wheat, animal and poultry feed, and fertilizer, in bulk, between all points and places on, along, and within 25 miles laterally of the following routes:

1. U. S. Highway 101 between Santa Rosa and Gilroy.
2. U. S. Highway 99 West between Red Bluff and Sacramento.
3. U. S. Highway 99 East between Chico and Sacramento.
4. U. S. Highway 99 between Sacramento and Fresno.
5. U. S. Highway 40 between San Francisco and Sacramento.
6. U. S. Highway 50 between San Francisco and Stockton.
7. State Highway 4 between Pinole and Stockton.
8. State Highway 24 between Oakland and Sacramento.
9. State Highway 12 between Fairfield and Lodi.
10. Unnumbered highway between Concord and Byron.

Issued by California Public Utilities Commission.

Amended by Decision No. 64092, Application No. 43336.