

Decision No. 64122

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of DEASE DELIVERY SERVICE, )  
INC., doing business as COAST DELIVERY )  
SERVICE, to suspend Certificate of )  
Public Convenience and Necessity. )

Application No. 44219

O P I N I O N

Dease Delivery Service, Inc., requests that operative rights as a highway common carrier be suspended for a period of two years.

The rights were granted by Decision No. 56921, dated July 1, 1958, in Application No. 36233, and authorize the transportation of general commodities, with certain exceptions, between San Diego, on the one hand, and all points and places in the San Diego Territory, other than San Diego, on the other hand.

In addition to its certificate applicant also operates as a permitted carrier.

It is alleged that applicant is presently engaged in the transportation of commodities sold at retail establishments; that the type of transportation applicant is authorized to perform under its certificate requires that tariff rates be filed; that applicant's operations are now limited to service which does not need to be certificated and is exempt from minimum rate requirements when such service is rendered by a permitted carrier; that applicant being a certificated carrier is confined to its published tariff rates and therefore unable to compete with permitted carriers that are not so confined; and that unless the authority herein requested is granted the applicant's business will suffer irreparable harm.

It appears that at the present time public convenience and necessity do not require the service covered by applicant's certificate. If this condition continues there will be no public

need for the service or the certificate. After consideration the Commission is of the opinion that suspension of applicant's operative rights for one year would not be adverse to the public interest. A public hearing is not necessary.

O R D E R

Application having been filed and the Commission being informed in the premises,

IT IS ORDERED that the operating authority granted by Decision No. 56921, dated July 1, 1958, in Application No. 36233, is hereby suspended for a period of one year after the effective date hereof, and on not less than ten days' notice to the Commission and to the public applicant shall amend its tariffs presently on file with this Commission to reflect the authority herein granted.

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

Dated at San Francisco, California, this 17<sup>th</sup> day of AUGUST, 1962.

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*[Signature]*  
 President

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*[Signature]*

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*Fredrick B. Hallock*  
 Commissioners