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Decision No. _____

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of QUALITY TRANSPORTATION, a corporation, for an in lieu certificate of public convenience and necessity to extend its highway common carrier certificate for the transportation of property.

Application No. 43314

Donald Murchison for applicant.
Arthur H. Glanz for Boulevard Transportation Company, California Cartage Company, California Motor Express, Ltd., Delta Lines, Inc., Merchants Express of California, Oregon-Nevada-California Fast Freight, Southern California Freight Lines, Pacific Motor Trucking Company, Valley Motor Lines, Inc., Valley Express Company, and Constructors Transport Company, protestants.

O P I N I O N

This application was heard before Examiner Kent C. Rogers on September 7, October 13, December 27, 1961, and March 7, 1962. Oral argument was presented on April 13, 1962, and the matter was submitted. It is ready for decision. Copies of the application and notice of hearing were served in accordance with the Commission's procedural rules. The protestants are listed above.

Applicant is a highway common carrier presently transporting general commodities to, from, and between points in an area in and around the City of Los Angeles, extending from State Highway No. 7 on the west, State Highway No. 118 and U. S. Highway No. 66 on the north, State Highways Nos. 71, 18 and 55 on the east, and the

Pacific Ocean on the south. Applicant requests authorization to extend such highway common carrier operations so as to transport general commodities to, from, and between points in the Los Angeles Basin Territory, as defined in Item 270-B of Minimum Rate Tariff No. 2.

Applicant is a party to Western Motor Tariff Bureau, Inc., Agent, Local, Joint and Proportional Freight Tariff No. 17-A, California P.U.C. No. 33, Elmer Ahl, Agent Series, in the publication of its rates and charges, and proposes to establish rates substantially in conformity with the rates presently published in said tariff in the proposed service area. Service is proposed to be on call daily, except Sundays and holidays, with Saturday delivery and pickup on request. Applicant also holds permitted authority as a radial highway common carrier, a highway contract carrier and a city carrier.

Applicant's reason for requesting the authority is to enable it more fully to serve existing customers. In support of the application, the applicant presented three shipper witnesses. They were Matthew Meyers, Arthur Meek, and James Maitlen.

Mr. Meyers was president of the Alvo Nut and Bolt Company and secretary-treasurer of Standard Commodities Import and Export Company, both in Los Angeles. On behalf of the Alvo Nut and Bolt Company, he testified that shipments of nuts, bolts, screws, and washers are made to the Los Angeles area which applicant is presently authorized to serve, and, in addition, to points such as San Bernardino, Fontana, Norton Air Force Base, Riverside, March Air Force Base, Colton, and other places in such vicinity, and to Woodland Hills and places west of the existing service area; that shipments vary from 100 pounds to 800 pounds; that shipments to one or more of these points are made daily; that the company desires a late pickup, that is, after 4:30 p.m., with delivery the following morning; that applicant provides such pickup; that in addition to applicant, the company has tried various carriers, including Pacific Motor Trucking Company, Southern California Freight Lines and Western Truck Lines; and that the company has not been able to get the flexible service desired from such carriers. Testi- ✓
fying as secretary-treasurer of the Standard Commodities Import and ✓
Export Company, the witness stated that shipments of specialty items ✓
are sent to San Juan Capistrano only; that shipments are made once or twice a month; and that various carriers have performed this service.

Arthur Meek testified that he is with Sues, Young and Brown, Inc., of Los Angeles, which is a wholesale radio, television, air conditioning, and dishwasher distributor; that shipments are made by this company to all points presently served by applicant and the territory proposed to be served, except that it does not

ship to the area south and east of March Air Force Base and San Clemente, except Elsinore; that this company needs at least three pickups a day at or about 11:00 a.m., 1:00 p.m., and 4:00 p.m.; that the company has used Southern California Freight Lines, Pacific Motor Trucking Company, Santa Fe Transportation Company, and Reliable Delivery Service, as well as contract carriers; that it has limited dock space; that it has been using applicant for approximately five years; and that it has had trouble with pickups from the other carriers and desires the services of applicant.

Mr. James Maitlen testified that he is the warehouse manager for Gilbert 5-10-25 Cent Stores, Inc. of Los Angeles; that it ships to Hemet only from its place of business; that such shipments are made three or four times a week and average 500 to 700 pounds. The witness stated that the company is using Santa Fe Transportation Company at present and has used Southern California Freight Lines; that the delivery service was satisfactory but the pickup time was too early; that if applicant picked up at approximately 4:15 p.m., as proposed, this would be a satisfactory and helpful service.

The foregoing, briefly, is a summary of applicant's testimony in support of the request.

Evidence was presented on behalf of protestants Southern California Freight Lines, Pacific Motor Trucking Company, California Cartage Company, Inc., Constructors Transport Company, and Valley Motor Lines and Valley Express Company. Such evidence shows that each serves the Los Angeles Basin Territory; that each needs and desires the transportation revenues arising from the traffic involved; and that each has unused space in its equipment and several terminals.

Findings and Conclusions

Upon consideration of the evidence, the Commission finds and concludes that applicant has failed to establish that public convenience and necessity require the proposed service. The application will be denied.

O R D E R

Public hearing having been held, and based upon the evidence therein adduced,

IT IS ORDERED that Application No. 43314 is denied.

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

Dated at San Francisco, California, this 21st day of AUGUST, 1962.

President

W. E. Mitchell

Frederick B. Halbach

Commissioners