

ORIGINALDecision No. 65297

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 SOUTHERN PACIFIC COMPANY for author-)
 ity to discontinue agency and to)
 remove station building and appurte-)
 nances at Lathrop, County of San)
 Joaquin, State of California, and to)
 maintain said station as a Class A)
 nonagency station.)

Application No. 45142
 Filed January 25, 1963

Randolph Karr and Harold Lentz, for applicant.
Lawrence D. Mullins, for the Lathrop Chamber of
 Commerce, protestant.
William E. Fisher and Conrad P. Baumgartner, for
 the Order of Railroad Telegraphers; and
E. A. McMillan, for the Brotherhood of Railway
 Clerks, interested parties.
Harry P. Cochran and Kenneth G. Soderlund, for
 the Commission staff.

O P I N I O N

By this application Southern Pacific Company requests an order authorizing discontinuance of its agency and the removal of the station building and appurtenances at Lathrop and permission to continue it as a Class A nonagency station.

Public hearing was held in Manteca before Examiner Rowe on March 27, 1963, at which time evidence was adduced and the matter submitted for decision. The Lathrop Chamber of Commerce was the only protestant. No evidence adverse to applicant was introduced although protestant and the Brotherhoods, as interested parties, cross-examined the company witnesses. Two shippers requested assurance from applicant's witnesses that service to them would not be impaired.

Recently train orders have been discontinued, as Centralized Traffic Control is now established in this area.

This has been the only function which required the presence of the Lathrop agent. All service to the public at this station can, and in the future it is proposed that it be performed by a clerk operating out of the Tracy office approximately 10 miles distant. He will be furnished a radio-equipped automobile so he may be, at all times, in communication with the Tracy agency, which remains open to the public for longer hours.

Lathrop patrons, by the use of a toll-free Enterprise telephone number, can thus receive prompt and efficient service for placing orders for cars, the signing of bills of lading and other similar functions. The discontinuance of the Lathrop agency will enable applicant to effect an annual saving of \$5,857.

The Commission finds that public convenience and necessity no longer require the maintenance by applicant of the station building and of an agency at Lathrop.

O R D E R

IT IS ORDERED that:

1. Southern Pacific Company is authorized to discontinue its agency and to remove the station building at Lathrop, San Joaquin County, subject to the following conditions:

- a. Applicant shall maintain said station in a nonagency status for the receipt or delivery of freight in any quantity, carloads or less.
- b. Within one hundred twenty days after the effective date hereof and not less than ten days prior to the discontinuance of the agency at Lathrop, applicant shall post a notice of such discontinuance at the station and, within one hundred twenty days after the effective date hereof and on not less than ten days' notice to the Commission and to the public, applicant shall file, in duplicate, amendments to its tariffs showing the change authorized herein and shall make reference in such notice and tariffs to this decision as authority for the changes.

c. Within thirty days after discontinuance of service as herein authorized, applicant shall, in writing, notify this Commission thereof and of compliance with the above conditions.

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

Dated at San Francisco, California, this 1st day of MAY, 1963.

George T. Hoover
President
Richard L. Galt
Arnold W. ...
William W. ...

Commissioners

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