

Decision No. 66717**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
 Robert F. Hines and Allen P. Williams,
 a partnership, dba Hines-Williams
 Service, for authority to discontinue
 all freight service.

Application No. 45888

O P I N I O N

Applicants are engaged in business as a highway common carrier of freight between Oroville and Cascade on a seasonal basis and between Oroville and Feather Falls during the entire year. They were granted authority for such operation by Decision No. 38619, dated March 20, 1946, and Decision No. 38876, dated April 23, 1946, both decisions arising from Application No. 27164. The first of the above-numbered decisions granted approval of the transfer of operating rights to applicants from their predecessor in interest. Decision No. 38876 granted to applicants a certificate of public convenience and necessity authorizing the establishment and operation of service as a passenger stage corporation and a highway common carrier and consolidated said certificate with the operative rights acquired by Decision No. 38619.

By Decision No. 59474 in Application No. 41657, dated January 5, 1960, applicants were authorized to discontinue and abandon their service as a passenger stage corporation, and all operative rights as a passenger stage corporation were canceled and revoked.

Applicants in the present proceeding request a Commission order pursuant to Sections 1031 - 1037 and 1070 of the Public Utilities Code permitting them authority to discontinue all freight service at the earliest possible date.

In support of their request they allege that they have sublet their Star Route Mail contract; Robert F. Hines is forced to retire due to reasons of health; Allen P. Williams is a silent partner and a career man in the armed forces (presumably unavailable to conduct the business); freight revenue excluding the mail has totaled only \$287.05 for the first three quarters of 1963 and does not justify making the daily trip; there is no indication that the freight revenues will increase; and Feather Falls is a company-owned sawmill town and the company does all its own hauling.

Applicants have filed with the Commission the names and addresses of all shippers for whom they have transported freight from April 1, 1963 to the present time, together with a copy of the notice sent to such shippers advising them of the pendency of this application. There are eight shippers so listed and no protests to the discontinuance of this service have been made.

Based upon the allegations of the verified application herein and the annual reports filed with this Commission by applicants of which we take official notice, the Commission finds that public convenience and necessity no longer require this highway common carrier service. A public hearing is not necessary.

O R D E R

IT IS ORDERED that:

1. Robert F. Hines and Allen P. Williams are authorized to discontinue and abandon their service as a highway common carrier.

2. The certificate of public convenience and necessity issued by Decision No. 8183, dated October 1, 1920, in Application No. 5944 and acquired by applicants by Decisions Nos. 38619 and 38876 dated March 20, 1946 and April 23, 1946, respectively, in Application No. 27164 is canceled and revoked.

3. All tariff filings affecting and governing applicants' highway common carrier operations are canceled and applicants shall give ten days' notice thereof by posting in their terminal.

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

Dated at San Francisco, California, this 27th day of JANUARY, 1964.

William L. Bennett
 President

George H. Traver
 Commissioner

Fredrick B. Holloff
 Commissioners