

**ORIGINAL**

Decision No. 69757

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application	)	
of NATIONAL ICE AND COLD STORAGE	)	
COMPANY OF CALIFORNIA for an	)	
order approving the suspension and	)	Application No. 47452
disposition of a certain plant	)	(As Amended)
which is unprofitable in the per-	)	
formance of applicant's duties to	)	
the Public.	)	

SUPPLEMENTAL OPINION AND ORDER

Decision No. 69619, dated August 31, 1965, in this proceeding authorized National Ice and Cold Storage Company of California to discontinue public utility warehouse operations at Riverside on September 30, 1965, subject to certain conditions.

By Petition for Modification of Decision No. 69619 filed September 8, 1965, in the above proceeding, applicant requests that the above-authorized date for discontinuance of its public utility warehouse operations at Riverside be extended to December 31, 1965, and that the effective date of the aforementioned decision be extended from September 20 to December 20, 1965.

Applicant states that, prior to the date of Decision No. 69619, it received into storage at its Riverside plant 500 tons of turkeys, which will, in all probability, remain in storage until the latter part of 1965. It is alleged that this storage, along with the minor amount of other storage, should enable applicant to operate without out-of-pocket losses until the products, particularly the turkeys, are withdrawn. Applicant asserts that the sought authority should provide sufficient time to allow natural withdrawals

to dispose of the business now in storage thus avoiding large transportation expenses which would otherwise be incurred under the present provisions of Decision No. 69619.

In the circumstances, it appears, and the Commission finds, that public convenience and necessity require that applicant's public utility warehouse operations be continued until December 31, 1965, and that, on and after that date, the discontinuance of such operations would not be adverse to the public interest. We conclude that applicant's petition for modification of Decision No. 69619 should be granted.

IT IS ORDERED that:

1. Conditions 1, 4 and 5 of the ordering paragraph of Decision No. 69619 are amended to read as follows:

- "1. Applicant shall continue as a public utility warehouseman at Riverside, rendering all services specified in its tariffs, at rates and charges therein provided until December 31, 1965, and on and after the effective date hereof, applicant shall not be required to receive any additional goods for storage."
- "4. Applicant shall, at the direction of the owner of any property remaining in storage on December 31, 1965, transport such property to any available public warehouse at the expense of applicant and at no expense or risk to the owner of the property transported."
- "5. Applicant shall (a) file with the Commission within thirty days after discontinuance of operations a verified statement that it has fully complied with conditions 1 to 4, inclusive, and (b) cancel all tariffs of applicant as a public utility warehouseman at Riverside, which it has on file with the Commission, such cancellation to be made effective December 31, 1965, on not less than ten days' notice to the Commission and to the public."

2. The last paragraph of Decision No. 69619 is amended to read as follows:

"This order shall become effective December 20, 1965."

3. In all other respects, Decision No. 69619 shall remain in full force and effect.

This order shall become effective twenty days after the date hereof.

Dated at San Francisco, California, this 20<sup>th</sup> day of October, 1965.

Frederick B. Holdhoff  
President  
George L. Hoover  
Augustor  
William C. Palmer  
Commissioners

Commissioner Peter E. Mitchell, being necessarily absent, did not participate in the disposition of this proceeding.