

ORIGINALDecision No. 70126

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Balser Truck Co.,
 a corporation, to restrict its
 highway common carrier certificate.

Application No. 48115
 (Filed December 10, 1965)

OPINION AND ORDER

Balser Truck Co., a corporation, operates as a highway common carrier of limited commodities in the vicinity of Los Angeles under authority granted by Decision No. 56820, as amended. By Decision No. 68828, dated March 30, 1965, in Application No. 47269, its certificate of public convenience and necessity was restricted by prohibiting the transportation of phosphate of soda, NOIBN, in bulk, from South Gate to Long Beach.

By this application, Balser Truck Co. requests that its certificate be further restricted by prohibiting the transportation of phosphate of soda NOIBN, in bulk, between all points authorized. Applicant points out that in Decision No. 68828, the Commission stated that its records show that applicant does not possess the necessary bulk carrying equipment required for this type of haul. An affiliated carrier, Bulk Freightways, has had its radial highway common and highway contract permits restricted by prohibiting it from providing transportation also covered by the highway common carrier operating authority of Balser Truck Co. Decision No. 68828 also authorized Bulk Freightways to transport the commodity here in question at a rate less than the minimum rate from South Gate to Long Beach.

The Commission finds that the requested restriction in the aforementioned certificate of public convenience and necessity would not be adverse to the public interest. A public hearing is not necessary. The Commission concludes that the sought authority should be granted.

IT IS ORDERED that:

1. The certificate of public convenience and necessity granted to Balser Truck Co., a corporation, by Decision No. 56820, as heretofore amended, is further amended by incorporating in Appendix A of that decision Third Revised Page 1, attached hereto, in revision of Second Revised Page 1.

2. Balser Truck Co., a corporation, shall amend its tariffs on file with the Commission to reflect the change in its operating right authorized by Ordering Paragraph 1 hereof on not less than five days' notice to the Commission and to the public.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 21st day of December, 1965.

Fredrick P. Halbach
President
John L. Fisher
George L. Hoover
Augustin
William G. Bernard
Commissioners

- (A) Balser Truck Co., by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to transport the commodities hereinafter set forth in paragraph (B) between all points and places as follows:
- (1) From, to and between all points and places in the Los Angeles Drayage Area as described in Appendix "B" attached hereto.
 - (2) Between all points and places in the Los Angeles Drayage Area, as described in Appendix "B", on the one hand, and the following cities, on the other hand: Wilmington, South Gate, Long Beach and Trona.
- (B) Balser Truck Co. is authorized to transport the following commodities:
- (1) ACIDS, VIZ.:
Acetic, glacial or liquid
Phosphoric
Sulphuric
 - (2) CHEMICALS, as listed under that heading in Items Nos. 21980 through 26620 of Western Classification No. 76, J. P. Hackler, Tariff Publishing Officer, on the issue date thereof. (See Exception.)
 - (3) FEED, ANIMAL OR POULTRY, as listed under that heading in Items Nos. 37030 through 37691 of Western Classification No. 76, J. P. Hackler, Tariff Publishing Officer, on the issue date thereof.
 - (4) MISCELLANEOUS COMMODITIES, VIZ.:
Carboys
Fittings, pipe, iron or steel
Flour, grain
Shellac
Soap

EXCEPTION: Balser Truck Co. shall not transport phosphate of soda, NOIBN, in bulk.

End of Appendix A

Issued by the California Public Utilities Commission.

Decision No. 70126, Application No. 48115.