

Decision No. 71364

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation on the Commission's own )  
motion into warehouse operative rights )  
of Louis G. Sutton, doing business as )  
MAXWELL GRAIN STORAGE WAREHOUSES. )

Case No. 6808

ORDER REVOKING WAREHOUSE OPERATIVE RIGHT

Louis G. Sutton, doing business as Maxwell Grain Storage Warehouses, possesses a prescriptive operative right as a public utility warehouseman for the operation of storage or warehouse floor space at Maxwell.

Jack L. Dawson, agent for Louis G. Sutton, has informed the Commission by letter that the warehouseman desires to have his operative right canceled because he has not received any storage for several years and his warehouse facilities are not suitable for the bulk commodities which are inherent in the Maxwell area.

In the circumstances, it appears, and the Commission finds, that the revocation of the prescriptive warehouse operative right as requested will not be adverse to the public interest. The Commission concludes that the prescriptive warehouse operative right should be revoked and the tariff applicable to the service thereunder should be canceled. A public hearing is not necessary.

IT IS ORDERED that:

1. The prescriptive operative right as a public utility warehouseman possessed by Louis G. Sutton as determined by Decision No. 61666, dated March 14, 1961, in Case No. 6808, is hereby revoked.
2. Jack L. Dawson is hereby authorized and directed to cancel the participation of Louis G. Sutton from his Warehouse Tariff No. 38, Cal.P.U.C. No. 203, on file with the Commission, such

cancellation to be made within ninety days after the effective date of this order on not less than ten days' notice to the Commission and the public.

The Secretary is directed to cause service of a certified copy of this order to be made upon Louis G. Sutton, or mail a certified copy thereof to him at his last known address as shown in the Commission's records and to mail a copy of this order to Jack L. Dawson, Agent.

The effective date of this order shall be the thirtieth day after such service upon Louis G. Sutton or after the above mailing to him unless before such effective date there shall have been filed with this Commission a written request for public hearing, in which event the effective date of this order shall be stayed until further order of the Commission.

Dated at San Francisco, California, this 4<sup>th</sup> day of October, 1966.

Arthur E. Marshall  
President  
George L. Traver  
Fredrick B. Holbrook  
Augustus  
William W. Bennett  
Commissioners