

Decision No. 73552

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of SAN DIEGO FORWARDING COMPANY, a corporation, for authority to suspend operations as a highway common carrier, pursuant to Section 1070 of the Public Utilities Code.

Application No. 49202  
(Filed March 13, 1967,  
Supplemental Filed  
October 30, 1967)

In the Matter of the Application of SAN DIEGO FORWARDING EXPRESS, a corporation, for authority to cease operations as an express corporation, pursuant to Section 1070 of the Public Utilities Code.

Application No. 49765  
(Filed October 31, 1967)

OPINION AND ORDER

By Decision No. 72338, dated April 25, 1967, in Application No. 49202, the certificate granted to San Diego Forwarding Company (sometimes herein called Forwarding) authorizing operations as a highway common carrier of general commodities between San Diego Territory and Los Angeles Basin Territory was suspended at the request of applicant. By Supplemental Application it here seeks to have that certificate canceled.

San Diego Forwarding Express (sometimes herein called Express) is commonly owned with Forwarding and is the holder of an operative right to transport property as an express corporation between the City of Los Angeles and the City of San Diego. Forwarding has been the underlying carrier for Express. By this application Express requests that it be authorized to cease all operations as an express corporation and that its operative right be canceled.

The Commission has not received protests to either of the applications.

Forwarding suffered a loss of \$32,256 for 1966 and as of December 31, 1966 its liabilities exceeded its assets by some \$90,000. It asserts that its financial condition is such that it cannot afford to reinstitute operations. Express asserts that it has no underlying carrier other than Forwarding to perform its line haul transportation and with the cessation of operations by Forwarding, Express will no longer be in a position to provide service to the public. Both applicants assert that there are numerous highway common carriers providing service between points served by each of them and that the public will in no way suffer from their cessation of operations. Tariffs published by applicants were canceled effective December 15, 1967.

We find that public convenience and necessity no longer require the operations and services of Forwarding and of Express. We conclude that the applications should be granted and that a public hearing is not necessary.

IT IS ORDERED that:

1. San Diego Forwarding Company and San Diego Forwarding Express, and each of them, are authorized to discontinue and to cease highway common carrier operations and express corporation operations respectively.
2. The certificate of public convenience and necessity authorizing operations as a highway common carrier granted to San Diego Forwarding Company, by Decision No. 59937, dated April 12, 1960, as amended by Decision No. 63084, dated January 9, 1962, in Application No. 41574 is revoked.

A. 49202, 49765 HJH :

3. The operative right acquired by San Diego Forwarding Express, pursuant to Decision No. 49014, dated August 25, 1953, in Application No. 34216 authorizing it to transport property as an express corporation is terminated.

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

Dated at San Francisco, California, this 27<sup>th</sup> day of DECEMBER 1967.

[Signature]  
President

[Signature]

[Signature]

[Signature]  
Commissioners

Commissioner William M. Bennett, being necessarily absent, did not participate in the disposition of this proceeding.