

ORIGINAL

Decision No. 74206

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 GEORGE W. MARTIN, WALTER GIDEON,)
 RAY TAYLOR, and C. I. BROTHERS, co-)
 partners, doing business as BAKER'S)
 TRANSFER AND STORAGE, to sell and)
 BAKER'S TRANSFER & STORAGE, a cor-)
 poration, to purchase operating rights)
 and properties of a highway common)
 carrier service operated between)
 Bakersfield, San Francisco, Oakland,)
 and Los Angeles, California.)

Application No. 29508

SUPPLEMENTAL OPINION AND ORDER

Baker's Transfer & Storage, a corporation, possesses a prescriptive right to operate as a highway common carrier for the transportation of household goods between various points in California.¹ The carrier also possesses a permit to operate as a household goods carrier between all points and places in the State of California.

The Commission notified Baker's Transfer & Storage by letter dated January 5, 1968, that there appeared to be a duplication of operative authority with respect to the above transportation and stated that consideration would be given to revocation of the prescriptive right unless it heard from the carrier to the contrary. A reasonable time has elapsed and no response has been received. Also, the tariff covering the aforementioned highway common carrier operation was canceled November 26, 1962, and no replacement tariff has been filed to date.

¹ The prescriptive right was acquired by authority of Decision No. 41934 dated August 10, 1948, in Application No. 29508.

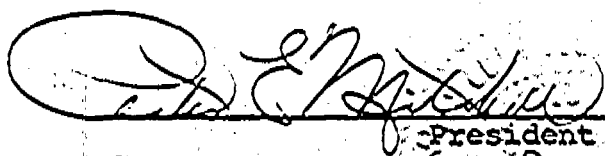
In the circumstances, it appears, and the Commission finds, that revocation of the carrier's prescriptive right would not be adverse to the public interest. A public hearing is not necessary. The Commission concludes that the prescriptive right should be revoked.

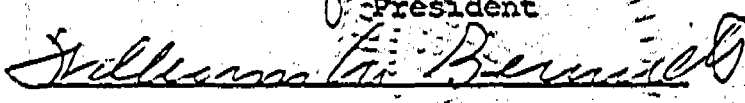
IT IS ORDERED that the prescriptive right to operate as a highway common carrier acquired by Baker's Transfer & Storage, a corporation, by Decision No. 41934 dated August 10, 1948, in Application No. 29508, is hereby revoked.

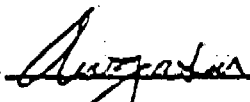
The Secretary is directed to cause service of a certified copy of this order to be made upon Baker's Transfer & Storage or to mail a certified copy thereof to it at its last known address as shown in the Commission's records.

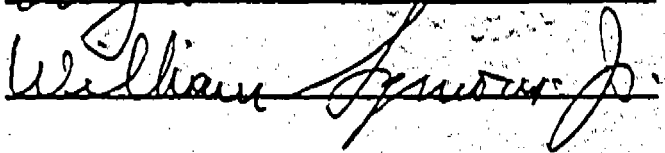
The effective date of this order shall be the thirtieth day after such service upon Baker's Transfer & Storage or after the above mailing.

Dated at San Francisco, California, this 5th day of June, 1968.



President






Commissioners

Commissioner Fred P. Morrissey, being necessarily absent, did not participate in the disposition of this proceeding.