

Decision No. 77540**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application
 of OVERMYER OF LA MIRADA, INC., a
 corporation, for authorization to
 operate as a public warehouseman
 in Vernon, California; and for
 authorization to cease operations
 at La Mirada, California.

Application No. 51966
 (Filed June 15, 1970)

O P I N I O N

Overmyer of La Mirada, Inc. requests authority to transfer its public utility warehouse operations from La Mirada to Vernon.

Applicant is presently providing service as a public utility warehouseman in 6,000 square feet of warehouse floor space at La Mirada. It proposes to transfer said operations to a modern warehouse building located in Vernon. The new building, consisting of 105,000 square feet of space, is a single story structure with concrete floors and truss roof. Applicant has negotiated a five-year lease of the building with a five-year option for renewal. As of December 31, 1969, applicant indicated a net worth in the amount of \$18,029.

It is alleged that applicant can serve its customers more efficiently at Vernon than it can at La Mirada and it is prepared to pay the cost of moving goods for its storers at La Mirada to the new warehouse at Vernon.

Copies of the application were served upon public warehousemen operating in Los Angeles County in the vicinity of Vernon as well as upon the California Warehousemen's Association and the Los Angeles Warehousemen's Association. No protest has been received.

After consideration the Commission finds that public convenience and necessity no longer require applicant's service as a public utility warehouseman in La Mirada and that public convenience and necessity require applicant's proposed service at Vernon. A public hearing is not necessary.

O R D E R

IT IS ORDERED that:

1. After the effective date hereof Overmyer of La Mirada, Inc. may discontinue service as a public utility warehouseman in La Mirada subject to the condition that applicant shall bear the cost of transferring all goods of its customers to either applicant's warehouse in Vernon or to a warehouse in the Los Angeles area, if so selected by its customers.
2. A certificate of public convenience and necessity is granted to Overmyer of La Mirada, Inc., a corporation, as a public utility warehouseman, as defined in Section 239(b) of the Public Utilities Code, for the operation of storage or warehouse floor space as set forth in Appendix A attached hereto and made a part hereof.
3. In providing service pursuant to the certificate herein granted, applicant shall comply with and observe the following service regulations. Failure so to do may result in a cancellation of the operating authority granted by this decision.
 - (a) Within thirty days after the effective date hereof, applicant shall file a written acceptance of the certificate herein granted. Applicant is placed on notice that, if it accepts the certificate of public convenience and necessity herein granted, it will be required, among other things, to file annual reports of its operations.

- (b) Within one hundred twenty days after the effective date hereof, applicant shall establish the service herein authorized and file tariffs, in triplicate, in the Commission's office.
- (c) The tariff filings shall be made effective not earlier than ten days after the effective date of this order on not less than ten days' notice to the Commission and the public, and the effective date of the tariff filings shall be concurrent with the establishment of the service herein authorized.
- (d) The tariff filings made pursuant to this order shall comply with the regulations governing the construction and filing of tariffs set forth in the Commission's General Order No. 61-A.

4. Concurrent with the tariff filings required by ordering paragraph 3(b) hereof the operating authority granted by Decision No. 75438, as amended by Decision No. 75656, is hereby revoked.

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

Dated at San Francisco, California, this 28th day of JULY, 1970.

[Signature]
Chairman
[Signature]
William J. [Signature]
[Signature]
James L. Stinson
Commissioners

Overmyer of La Mirada, Inc., a corporation, by the certificate of public convenience and necessity granted in the decision noted in the margin is authorized to operate as a public utility warehouseman as defined in Section 239(b) of the Public Utilities Code for the operation of storage or ware house floor space as follows:

<u>Location</u>	<u>Number of Square Feet of Floor Space</u>
Vernon	6,000
Dominguez and vicinity	10,000

(The floor space shown is exclusive of the expansion permissible under Section 1051 of the Public Utilities Code.)

(END OF APPENDIX A)

Issued by California Public Utilities Commission.

Decision No. 77540, Application No. 51966.