

Decision No. 78287

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 A & B GARMENT DELIVERY OF SAN FRAN-)
 CISCO for an order amending its)
 certificate of public convenience)
 and necessity authorizing highway)
 common carrier service to except)
 therefrom transportation of furs)
 and fur garments.)

Application No. 52283
 (Filed November 6, 1970)

O P I N I O N

Applicant is a California corporation and a highway common carrier, authorized to transport general commodities, subject to certain operative restrictions, between points in the territory encompassed by Santa Rosa, Sacramento, Modesto, San Jose and San Francisco, pursuant to Decision No. 61999, dated May 16, 1961, as amended by Decision No. 63148, dated January 23, 1962, in Application No. 42840, as amended by Decision No. 68645, dated February 24, 1965, in Application No. 46320. Applicant also operates as a radial highway common carrier and a highway contract carrier.

Applicant has requested that its certificate be amended to include the following restriction:

"Carrier shall not transport furs or fur garments or wearing apparel, but this exception shall not include imitation furs, imitation fur garments or wearing apparel or fur-trimmed cloth garments or wearing apparel."

If the authority requested herein is granted, the effect of such amendment will be that applicant will transport the excepted commodities in large cartons under its highway contract carrier permit, rather than under the highway common carrier certificate.

When applicant transports furs or fur garments as a certificated carrier, the furs are on hangers and the shipments are frequently

stolen in transit. Over the past five years applicant and its affiliated companies have had between 5 and 13 trucks stolen annually, with some of the shipments worth \$100,000. Cargo insurance on furs is expensive and increases substantially with each stolen shipment; policies also provide for a \$5,000 deduction on each such loss. Cargo insurance may be canceled unless the number of robberies is substantially reduced. When furs are transported in cartons as general freight the shipment is difficult to identify and much less susceptible to being stolen. Applicant will be able to provide better service as a highway contract carrier since the liability on each shipment can be decided in advance by applicant and the shipper.

Copies of the application were mailed to the California Trucking Association and no protests were received.

After consideration, the Commission is of the opinion and so finds that public convenience and necessity no longer require that applicant transport commodities of the type hereinabove referred to as a highway common carrier. A public hearing is not necessary.

O R D E R

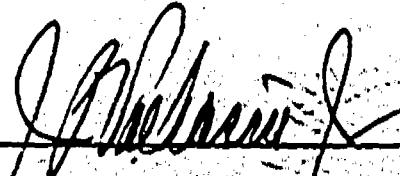
IT IS ORDERED that:

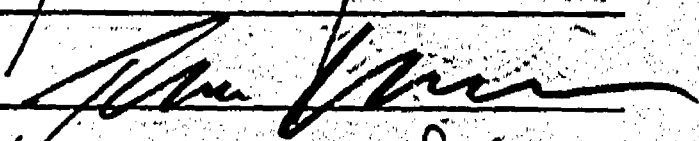
1. Appendix A of Decision No. 61999, as amended by Decisions Nos. 63148 and 68645, is further amended by incorporating therein Second Revised Page 3, attached hereto, in revision of First Revised Page 3.
2. Within thirty days after the effective date hereof and on not less than five days' notice to the Commission and to the

public, applicant shall amend the tariffs presently on file with this Commission to reflect the authority herein granted.

This order shall become effective on the date hereof.

Dated at San Diego, California, this 9th
day of FEBRUARY, 1971.


Chairman


Vernon L. Stinson

Commissioners

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

- j. State Highway 33 between the junctions of said highway with U. S. Highway 50 near Tracy and State Highway 132 near Vernalis, inclusive; and
- k. State Highway 132 between the junction of said highway with State Highway 33 near Vernalis and Modesto, inclusive.
- 3. Between all points and places within 10 miles of the City of Sacramento.
- 4. Between all points and places within 10 miles of the City of Stockton.
- 5. Between all points and places within 5 miles of the City of Santa Rosa.

Through routes and rates may be established between any and all points and places specified in paragraphs 1 through 5, inclusive.

Applicant may use any and all available alternate routes for operating convenience only.

Applicant may not transport any shipments of:

- 1. Property sold by a retail merchant from said retail merchant's store or warehouse to the purchaser thereof.
- 2. Furs, fur garments or fur wearing apparel, but this exception shall not include imitation furs, imitation fur garments or wearing apparel, or fur-trimmed cloth garments or wearing apparel.

(END OF APPENDIX A)

Issued by California Public Utilities Commission.

Decision No. 78287, Application No. 52283.