

Decision No. 79610

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation on the Commission's)	
own motion into warehouse operative)	
rights of Market Wholesale Grocery)	Case No. 6968
Company, a corporation, doing)	
business as ICE SICKLE ZERO STORAGE.)	

ORDER REVOKING WAREHOUSE OPERATIVE RIGHT

Market Wholesale Grocery Company, a corporation, doing business as Ice Sickle Zero Storage, possesses a prescriptive operative right as a public utility warehouseman for the operation of storage or warehouse floor space at Fresno.

Mr. H. Edward Moore, President of Market Wholesale Grocery Company, informed the Commission by letter dated October 22, 1971, that the freezing and storage plant of Ice Sickle Zero Storage in Fresno has been discontinued and that June, 1971, was the last month in which any revenue was received from public utility storage. He states that the premises have been converted to a distribution operation and that they are no longer in the freezing and storage business. Mr. Moore avers in his aforementioned letter that his company had very little income from storage in Fresno for the first part of 1971, that there was no freezing income whatsoever, and that public convenience and necessity no longer require continuance of the cold storage warehouse business conducted by his company in Fresno.

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

IT IS ORDERED that:


1. The prescriptive operative right as a public utility warehouseman possessed by Market Wholesale Grocery Company, a corporation, doing business as Ice Sickle Zero Storage, as determined by the Commission's order dated September 13, 1960, in Case No. 6968, is hereby revoked.

2. Jack L. Dawson, Agent, is hereby authorized and directed to cancel Cold Storage Warehouse Tariff No. 1, Cal.P.U.C. No. 1, of Ice Sickle Zero Storage (The Market Wholesale Grocery Co. dba) and to cancel the participation of that company from California Warehouse Tariff Bureau Quick Freeze Cold Storage Warehouse Tariff No. 1-A, Cal.P.U.C. No. 154, and Cold Storage Warehouse Tariff No. 12, C.R.C. No. 87 (L.A. Bailey series), on file with the Commission, such cancellations to be made within ninety days after the effective date of this order on not less than ten days' notice to the Commission and to the public.

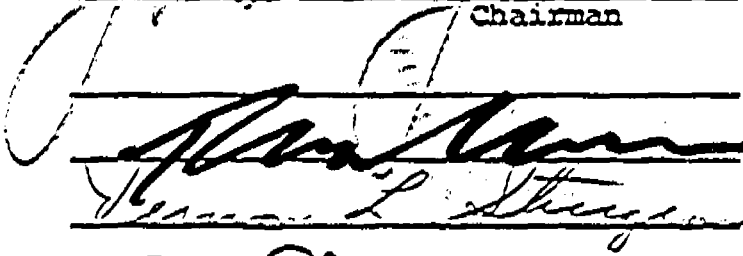
The Secretary is directed to cause service of a certified copy of this order to be made upon Market Wholesale Grocery Company or to mail a certified copy thereof to it at its last known address as shown in the Commission's records and to mail a copy of this order to Jack L. Dawson, Agent.

This order shall become effective twenty days after the date hereof.


Dated at San Francisco, California, this 17th day of January, 1972.



Chairman



Commissioners



Commissioners

-2-Commissioner William Symons, Jr., being necessarily absent, did not participate in the disposition of this proceeding.