

Decision No. 80648

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)

MARLIN WAREHOUSING CORPORATION)

Petition requesting amendment of)
Warehousemans Certificate to)
reflect change in location of)
warehouse.)

Application No. 51669

ORDER SUSPENDING WAREHOUSE OPERATIVE RIGHT

Marlin Warehousing Corporation (Marlin), a corporation, possesses a certificate of public convenience and necessity as a public utility warehouseman for the operation of storage or warehouse floor space at Anaheim. The certificate was suspended by Decision No. 79229, dated October 13, 1971, to October 31, 1972, to enable Marlin to secure another location as the warehouseman had been forced to vacate its premises.

By letter dated September 11, 1972, Mr. Bert Collins, representing Marlin, informed the Commission that Marlin has not yet been able to secure adequate warehouse floor space at Anaheim and requests that the warehouse operations be suspended for an additional year.

In the circumstances, the Commission finds that suspension of the 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 suspended.

IT IS ORDERED that:

1. Concurrent with the tariff filings required by Ordering Paragraph 2 hereof, the certificate of public convenience and necessity to operate as a public utility warehouseman granted

to Marlin Warehousing Corporation, a corporation, by Decision No. 77129, dated April 21, 1970, in Application No. 51669, is hereby further suspended until October 31, 1973.

2. Within sixty days after the date hereof and on not less than five days' notice to the Commission and to the public, applicant shall amend its tariffs presently on file with this Commission to reflect the authority herein granted.

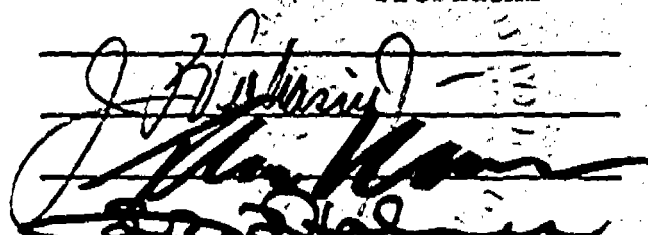
3. Prior to the expiration date of the suspension period or the date service is resumed, tariff filings shall be made to reflect the commencement of service. The required tariff filings shall be made effective on not less than five days' notice to the Commission and to the public and the effective date of the tariff filings shall be concurrent with the expiration date of the suspension period or the date when service is resumed when the latter date is prior to said expiration date.

4. Applicant is placed on notice that commencement of operations under the certificate referred to in Ordering Paragraph 1 herein, prior to compliance with Ordering Paragraph 3, may be cause for further suspension or revocation of the operating authority of Marlin Warehousing Corporation.

This order shall become effective October 31, 1972.

Dated at San Francisco, California, this 25th day of October, 1972.


President


Commissioners

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