

Decision No. 81164

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation on the Commission's)
own motion into warehouse opera-)
tive rights of Leroy Aker and)
Clara A. L. Aker, doing business)
as BEN AKER WAREHOUSE.)

Case No. 6683

ORDER REVOKING WAREHOUSE OPERATIVE RIGHT

Leroy Aker and Clara A. L. Aker, doing business as Ben Aker Warehouse, possess a prescriptive operative right as a public Utility warehouseman for the operation of storage or warehouse floor space at Valley Home (Stanislaus County).

Leroy Aker has informed the Commission by letter that the partnership is no longer involved in public warehousing and has not engaged in the public storage business for the last two years. He requests that the operative right be revoked.

In the circumstances, 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 Leroy Aker and Clara A. L. Aker, doing business as Ben Aker Warehouse, as determined by the Commission's order dated August 1, 1960, in Case No. 6683, is hereby revoked.

2. Jack L. Dawson, Agent, is hereby authorized and directed to cancel the participation of Leroy Aker and Clara A. L. Aker, doing business as Ben Aker Warehouse, from California Warehouse Tariff Bureau Warehouse Tariff No. 38, Cal.P.U.C. No. 203 on file with the Commission, such cancellation 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 Leroy Aker and Clara A.L. Aker or to mail a certified copy thereof to them at their 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 20th day of March, 1973.

Commissioner Thomas Moran, being necessarily absent, did not participate in the disposition of this proceeding.

Vernon L. Sturgeon
President
William J. Moran
Thomas Moran
Commissioners