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Decision No. 81636

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation on the Commission's)
own motion into warehouse opera-)
tive rights of Bradford G. Baruh,)
Harold F. Baruh and Morton G.)
Baruh, doing business as East Bay)
Storage Co.)

Case No. 6961

ORDER REVOKING WAREHOUSE OPERATIVE RIGHT

Bradford G. Baruh, Harold F. Baruh and Morton G. Baruh, doing business as East Bay Storage Co., possess a prescriptive operative right as a public utility warehouseman for the operation of storage or warehouse floor space at Emeryville.

The 1970 annual report of the aforementioned parties indicates that they received no revenue from public utility warehouse operations and did not dedicate any warehouse floor space to public utility storage at Emeryville. Annual reports for the calendar years 1971 and 1972 have not been filed with the Commission by said parties as required by Section 584 of the Public Utilities Code.

John R. Griffiths, attorney for the above parties, has informed the Commission by letter that the involved public utility warehouse operations have been terminated and the warehouse has been sold. 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 the tariff applicable to the services thereunder should be canceled.

IT IS ORDERED that:

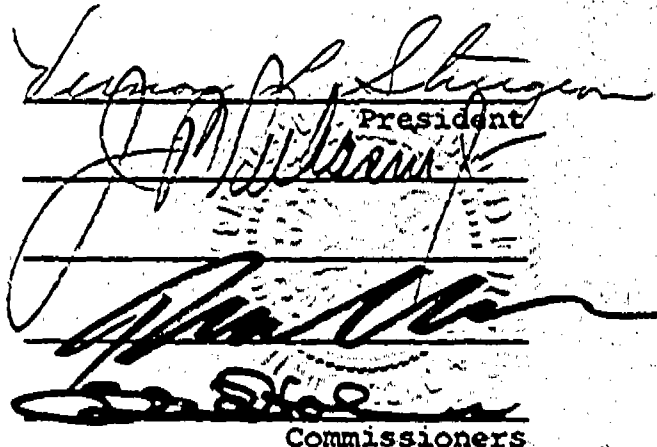
1. The prescriptive operative right as a public utility warehouseman possessed by Bradford G. Baruh, Harold F. Baruh and Morton G. Baruh, as determined by Decision No. 62281 dated July 18, 1961, in Case No. 6961, is hereby revoked.

2. Jack L. Dawson, Agent, is hereby authorized and directed to cancel the participation of Bradford G. Baruh, Harold F. Baruh and Morton G. Baruh, doing business as East Bay Storage Co., from California Warehouse Tariff Bureau Warehouse Tariff No. 48, Cal.P.U.C. No. 219, 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 Bradford G. Baruh, Harold F. Baruh and Morton G. Baruh, 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, and John R. Griffiths, attorney, P. O. Box 90, Palo Alto, CA 94301.

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

Dated at San Francisco, California, this 24th day of July, 1973.


President
Commissioners