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Decision No. 82342

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
UNITED STATES COLD STORAGE OF)
CALIFORNIA, a corporation, for)
authorization to cease operations)
as a public warehouseman at)
Marysville, California.)

Application No. 54466
(Filed November 26, 1973)

O P I N I O N

United States Cold Storage of California, presently engaged as a public utility cold storage warehouseman at various locations throughout the state, requests authority to discontinue warehouse operations at Marysville.

Applicant is presently conducting operations at Marysville in 8,834 square feet of space pursuant to a prescriptive right restated by Decision No. 80413 dated August 29, 1972 in Application No. 53253.

It is alleged that applicant's Marysville warehouse was originally constructed to accommodate the storage of cannery fruit; that such storage has disappeared with the development of storage facilities by canneries; that applicant's operations at Marysville have been unprofitable for the past several years; that the total storage revenue received by applicant at Marysville in 1972 was \$1,612 and the total revenue for the first five months of 1973 was \$724; that applicant has notified each of its nine customers who have stored goods at applicant's Marysville warehouse during 1973 that applicant proposes to abandon its Marysville warehouse operations; and that eight of the nine customers have indicated by letters that they have no objection and the ninth has made no reply.

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After consideration the Commission finds and concludes that public convenience and necessity no longer require applicant's service as a public utility cold storage warehouseman at Marysville. A public hearing is not necessary.

O R D E R

IT IS ORDERED that:

1. After the effective date hereof United States Cold Storage of California may discontinue operations as a public utility warehouseman at Marysville upon the condition that applicant shall assume the expense of moving the goods of its customers to warehouses of its customers' choice within a 50-mile radius of Marysville.

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

3. Concurrent with the tariff filing required by Ordering Paragraph 2 hereof the prescriptive right restated in Decision No. 80413 authorizing operations at Marysville is revoked and applicant will be relieved of its public utility obligation to serve at Marysville.

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 15th day of JANUARY, 1974.

Thomas L. Spurgeon
President
William J. Spurgeon
William J. Spurgeon
William J. Spurgeon
William J. Spurgeon
Commissioners