

Decision No. 85423

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application
of OLYMPIC DELIVERY SERVICE, INC.,
doing business as Rocket Messenger
Service, a California corporation,
to extend the authority granted to
said company in CAL PUC Decision
No. 70020.

Application No. 55998
(Filed October 10, 1975;
amended November 17, 1975)

O P I N I O N

Applicant Olympic Delivery Service, Inc., doing business as Rocket Messenger Service, is a freight forwarder as defined in Section 220 of the Public Utilities Code, operating generally between points located within the Los Angeles, San Francisco, and San Diego areas. By this application authority is sought to expand the freight forwarder services statewide, covering most of California's traffic centers.

The Commission's Transportation Division has reviewed the application and recommended that in the absence of protest the application be granted by ex parte order. The application was noticed in the Commission's Daily Calendar of October 14, 1975, and the amendment on November 19, 1975. No objection to granting the application nor request for public hearing has been received.

Findings

1. Applicant possesses the experience and financial resources to institute and maintain the proposed service.
2. Public convenience and necessity require that the proposed service be authorized.
3. A public hearing is not necessary.

The Commission concludes that Application No. 55998 should be granted.

Olympic Delivery Service, Inc., doing business as Rocket Messenger Service, is placed on notice that operative rights, as such, do not constitute a class of property which may be capitalized or used as an element of value in rate fixing for any amount of money in excess of that originally paid to the State as the consideration for the grant of such rights. Aside from their purely permissive aspect, such rights extend to the holder a full or partial monopoly of a class of business. This monopoly feature may be modified or canceled at any time by the State, which is not in any respect limited as to the number of rights which may be given.

O R D E R

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Olympic Delivery Service, Inc., doing business as Rocket Messenger Service, authorizing it to operate as a freight forwarder as defined in Section 220 of the Public Utilities Code as more particularly set forth in Appendices A, B, and C of this decision.

2. In providing service pursuant to the authority granted by this order, applicant shall comply with and observe the following service regulations. Failure so to do may result in a cancellation of the authority.

- (a) Within thirty days after the effective date of this order, applicant shall file a written acceptance of the certificate granted.
- (b) Within one hundred twenty days after the effective date of this order, applicant shall establish the authorized service and file tariffs, in triplicate, in the Commission's office.


- (c) The tariff filings shall be made effective not earlier than thirty days after the effective date of this order on not less than thirty days' notice to the Commission and the public, and the effective date of the tariff filings shall be concurrent with the establishment of the authorized service.
- (d) The tariff filings made pursuant to this order shall comply with the regulations governing the construction and filing of tariffs set forth in the Commission's General Order No. 80-Series.
- (e) Applicant shall file with the Commission, on or before March 31 of each year, an annual report of its operations in such form, content, and number of copies as the Commission, from time to time, shall prescribe.
- (f) Applicant shall comply with the requirements of the Commission's General Order No. 84-Series for the transportation of collect on delivery shipments. If applicant elects not to transport collect on delivery shipments, it shall make the appropriate tariff filings required by the General Order.

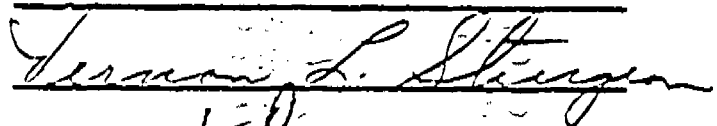
- (g) Applicant shall comply with the requirements of the Commission's General Order No. 100-Series and the safety rules administered by the California Highway Patrol if applicant intends to operate a motor vehicle under this authority.

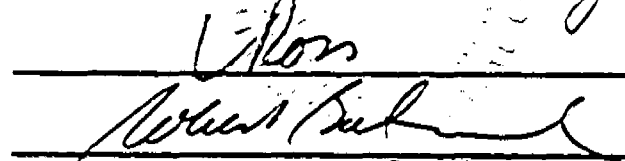
3. The certificate of public convenience and necessity granted in paragraph 1 of this order shall supersede the certificate of public convenience and necessity granted by Decision No. 70020, which certificate is revoked effective concurrently with the effective date of the tariff filings required by paragraph 2(b).

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

Dated at San Francisco, California, this 3rd day of FEBRUARY, 1976.


President




Commissioners

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

Olympic Delivery Service, Inc. (Olympic), doing business as Rocket Messenger Service, by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to operate as a freight forwarder, as defined in Section 220 of the Public Utilities Code, via air common carriers and passenger stage corporations, for the transportation of the commodities named in Appendix B, subject to the following conditions:

1. Olympic shall provide service between all points in List A, and between each point in List A on the one hand and every point in List B on the other, subject to the territorial descriptions contained in Appendix C.

List A

Fresno Territory	San Diego Territory
Los Angeles Basin Territory	San Francisco Territory
Sacramento Territory	

List B

Bakersfield Territory	Salinas Territory
Barstow Territory	Santa Barbara Territory
El Centro Territory	Santa Maria Territory
Eureka Territory	Stockton Territory
Lake Tahoe Territory	Ventura Territory
Redding Territory	Yuba City Territory

2. No shipment shall exceed 500 pounds in weight from one consignor to one consignee at one time on one bill of lading.
3. No collection or distribution service shall be provided by Olympic to or from a point beyond any authorized territory as described in Appendix C unless said service is performed by a highway common carrier.

Issued by California Public Utilities Commission.

85423

Decision No. _____, Application No. 55998.

4. Olympic shall establish door-to-door rates for the service authorized in Paragraph 1 herein. On traffic moving to or from points beyond such authorized points of service, Olympic shall, in addition to said door-to-door rates, assess the lawful tariff rates of any highway common carrier utilized to perform said beyond service.

(END OF APPENDIX A)

Issued by California Public Utilities Commission.

Decision No. 85423, Application No. 55998.

Authorized Commodities:

In-process business records or documents and/or reproductions thereof.

Totally or partially executed written instruments.

Specially printed or punched forms in single shipments not in excess of 10 lbs. except for inter-plant movements.

In-process audit media.

In-process graphic art materials.

In-process advertising materials.

In-process architect and engineer plans or specifications.

Replacement small engines, motors, machines, mechanical devices or parts therefor.

Sample oils, petroleum or other than petroleum, or products or derivatives thereof.

Medicines, medical compounds, medical supplies or equipment and parts therefor, in single shipments not in excess of 10 lbs.

Chemicals or metals including compounds thereof in single shipments not in excess of 10 lbs.

Used sound or sounding, reproducing or recording devices or machines or repair parts therefor.

In-process data processing materials.

Artist materials, paints or supplies, in single shipments not in excess of 10 lbs.

Checks, drafts, securities, negotiable or non-negotiable instruments, transit items or commercial paper.

Issued by California Public Utilities Commission.

Decision No. 85423, Application No. 55998.

In-process communicative data.

Used radio, television electronic or computing machines, equipment, devices, tubes and repair parts therefor.

Used scientific instruments or repair parts therefor.

In-process photographs or film.

Press releases, engraving and lithographic plates and photographic equipment in single shipments not in excess of 10 lbs.

(END OF APPENDIX B)

Issued by California Public Utilities Commission.

Decision No. 85423, Application No. 55998.

Territorial Descriptions:

BAKERSFIELD TERRITORY includes all points and places within a twenty-mile radius of the intersection of 24th Street and Golden State Avenue.

BARSTON TERRITORY includes all points and places within a twenty-mile radius of the intersection of First Street and Main Street.

EL CENTRO TERRITORY includes all points and places in California within a twenty-mile radius of Fourth Street and Main Street.

EUREKA TERRITORY includes all points and places within a twenty-mile radius of the intersection of Fourth Street and G Street.

FRESNO TERRITORY includes all points and places within a twenty-mile radius of the intersection of Ventura Street and Broadway.

LAKE TAHOE TERRITORY includes all points and places in California within a twenty-mile radius of the intersection of the El Dorado - Placer county line and the western shore of Lake Tahoe.

LOS ANGELES BASIN TERRITORY includes that area embraced by the following boundary: Beginning at the point the Ventura County-Los Angeles County Boundary Line intersects the Pacific Ocean; thence northeasterly along said county line to the point it intersects State Highway 118, approximately two miles west of Chatsworth; easterly along State Highway 118 to Sepulveda Boulevard; northerly along Sepulveda Boulevard to Chatsworth Drive; northeasterly along Chatsworth Drive to the corporate boundary of the City of San Fernando; westerly and northerly along said corporate boundary of the City of San Fernando to Maclay Avenue; northeasterly along Maclay Avenue and its prolongation to the Angeles National Forest Boundary; southeasterly and easterly along the Angeles National Forest and San Bernardino National Forest Boundary to Mill Creek Road (State Highway 38); westerly along Mill Creek Road to Bryant Street; southerly along Bryant

Issued by California Public Utilities Commission.

Decision No. 85423, Application No. 55998.

Street to and including the unincorporated community of Yucaipa; westerly along Yucaipa Boulevard to Interstate Highway 10; northwesterly along Interstate Highway 10 to Redlands Boulevard; northwesterly along Redlands Boulevard to Barton Road; westerly along Barton Road to La Cadena Drive; southerly along La Cadena Drive to Iowa Avenue; southerly along Iowa Avenue to State Highway 60; southeasterly along State Highway 60 and U.S. Highway 395 to Nuevo Road; easterly along Nuevo Road via Nuevo and Lakeview to State Highway 79; southerly along State Highway 79 to State Highway 74; thence westerly to the corporate boundary of the City of Hemet; southerly, westerly and northerly along said corporate boundary to The Atchison, Topeka & Santa Fe right-of-way; southerly along said right-of-way to Washington Road; southerly along Washington Road through and including the unincorporated community of Winchester to Benton Road; westerly along Benton Road to Winchester Road (State Highway 79) to Jefferson Avenue; southerly along Jefferson Avenue to U.S. Highway 395; southerly along U.S. Highway 395 to the Riverside County-San Diego County Boundary Line; westerly along said boundary line to the Orange County-San Diego County Boundary Line; southerly along said boundary line to the Pacific Ocean; northwesterly along the shoreline of the Pacific Ocean to point of beginning.

REDDING TERRITORY includes all points and places within a twenty-mile radius of the intersection of Market Street and Yuba Street.

SACRAMENTO TERRITORY includes all points and places within a twenty-mile radius of the intersection of Interstate 80 and Sixteenth Street.

SALINAS TERRITORY includes all points and places within a twenty-mile radius of the intersection of Monterey Street and East Gabilan Street.

SAN DIEGO TERRITORY includes all points and places within the following boundary:

Beginning at the point at which the northwestern corporate boundary of the City of Oceanside intersects the Pacific Ocean; northeasterly along said corporate boundary to its northeastern corner;

Issued by California Public Utilities Commission.

Decision No. 85423, Application No. 55998.

thence easterly along an imaginary line to the northwestern corner of the corporate boundary of the City of Vista; easterly along said corporate boundary to its northeastern corner; thence southeasterly along an imaginary line to the northeastern corner of the corporate boundary of the City of Escondido; southerly along said corporate boundary to its southeastern corner; thence southerly along an imaginary line to the northeastern corner of the corporate boundary of the City of El Cajon; thence due south along an imaginary line to the United States-Mexican border; westerly along said border to its intersection with the Pacific Ocean; northerly along the shoreline of the Pacific Ocean to the point of beginning.

SAN FRANCISCO TERRITORY includes all points and places within the following boundary:

Beginning at a point on the shoreline of the Pacific Ocean due west of the community of Salmon Creek in Sonoma County; thence westerly along an imaginary line to the northwestern corner of the corporate boundary of the City of Santa Rosa; easterly along said corporate boundary to its intersection with State Highway 12; thence easterly along an imaginary line to the northwestern corner of the corporate boundary of the City of Napa; easterly along said corporate boundary to its northeastern corner; thence southeasterly along an imaginary line to the northeastern corner of the corporate boundary of the City of Livermore; southerly along said corporate boundary to its southeastern corner; thence southerly along an imaginary line to the southeastern corner of the corporate boundary of the City of San Jose; thence southerly along an imaginary line to the point at which the eastern corporate boundary of the City of Santa Cruz intersects with the Pacific Ocean; northwesterly along the shoreline of the Pacific Ocean to the point of beginning.

Issued by California Public Utilities Commission.

Decision No. 85423, Application No. 55998.

SANTA BARBARA TERRITORY includes all points and places within a ten-mile radius of the eastern intersection of State Street and U.S. Highway 101.

SANTA MARIA TERRITORY includes all points and places within a thirty-mile radius of the intersection of Broadway and Main Street.

STOCKTON TERRITORY includes all points and places within a twenty-mile radius of the intersection of Miner Avenue and El Dorado Street, and also includes the City of Modesto.

VENTURA TERRITORY includes all points and places within a fifteen-mile radius of the intersection of Victoria Avenue and U.S. Highway 101 in Montalvo.

YUBA CITY TERRITORY includes all points and places within a twenty-mile radius of the intersection of State Highway 99 and State Highway 20.

(END OF APPENDIX C)

Issued by California Public Utilities Commission.

Decision No. 85423, Application No. 55998.