

ORIGINAL

Decision 83 04 036 APR 6 1983

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of FETCH, INC. for a certificate)
of public convenience and)
necessity to operate as a high-)
way common carrier for the)
transportation of general com-)
modities, with certain exceptions,)
between points in California.)

Application 82-10-57
(Filed October 25, 1982)

O P I N I O N

Applicant Fetch, Inc. (Fetch), a California corporation, seeks a certificate of public convenience and necessity to operate as a highway common carrier for the transportation of general commodities, with certain exceptions, between all points and places within the State of California. Fetch was granted a contract carrier permit, File T-130,405, on March 10, 1980.

Applicant proposes to provide the service Monday through Friday and on Saturday upon request, holidays excepted. It is proposed that the service will be same-day and overnight in character, i.e., shipments picked up on one day will normally be delivered at destination points the same day or in the morning of the following day. In addition to the transportation of general commodities, with the usual exceptions, applicant proposes to provide the transportation of commodities requiring the use of special refrigeration or temperature-controlled equipment.

Applicant proposes to establish rates substantially in conformity with rates and charges under the transitional tariffs of the Commission or with that of an established tariff bureau.

Applicant owns a three-axle tractor, two vans, and a step van. In addition, applicant intends to either lease whatever equipment is needed or else hire subhaulers in order to satisfy the requirements of its shippers. Table 1 of the application is a balance sheet for the period ending June 30, 1982.

Applicant alleges that it has operated as a contract carrier of the commodities requested in this application since March 1980. Applicant also states that it is familiar with the needs and requirements of shippers, consignors, and consignees in the State of California, and that its vice president-general manager has had over 25 years' experience in the motor carrier transportation business.

Applicant claims to have received, and continues to receive, numerous requests from many shippers having movement of the commodities involved in this application between all points and places in California. These points include service to and from suburban and rural areas, points off the major highways in California, and all counties located within this State, as well as service to and from major cities and towns. In order to satisfy these requirements, applicant's operations would constitute that of a highway common carrier, and in order to provide the requested service to its customers, applicant has filed this application.

Notice of this matter appeared in the Commission's Transportation Calendar of October 29, 1982. No protests have been received.

Findings of Fact

1. Applicant possesses satisfactory fitness and financial responsibility to conduct the proposed transportation services.
2. Public convenience and necessity require the service proposed by applicant.
3. It can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.
4. The following order has no reasonably foreseeable impact upon the energy efficiency of highway carriers.
5. A public hearing is not necessary.

Conclusion of Law

Applicant has demonstrated public convenience and necessity, and the application should be granted.

Only the amount paid to the State for operative rights may be used in rate fixing. The State may grant any number of rights and may cancel or modify the monopoly feature of these rights at any time.

O R D E R

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Fetch, Inc., a California corporation, authorizing it to operate as a highway common carrier, as defined in PU Code Section 213, between the points listed in Appendix A.
2. Applicant shall:
 - a. File a written acceptance of this certificate within 30 days after this order is effective.

- b. Establish the authorized service and file tariffs within 120 days after this order is effective.
- c. State in its tariffs when service will start; allow at least 10 days' notice to the Commission; and make tariffs effective 10 or more days after this order is effective.
- d. Comply with General Orders Series 80, 100, 123, and 147, and the California Highway Patrol safety rules.
- e. Maintain accounting records in conformity with the Uniform System of Accounts.
- f. Comply with General Order Series 84 (collect-on-delivery shipments). If applicant elects not to transport collect-on-delivery shipments, it shall file the tariff provisions required by that General Order.

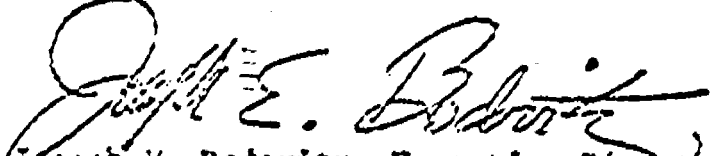
This order becomes effective 30 days from today.

Dated APR 6 1983, at San Francisco, California.

LEONARD M. GRIMES, JR.
President

VICTOR CALVO
PRISCILLA C. GREW
DONALD VIAL
Commissioners

I CERTIFY THAT THIS DECISION
WAS APPROVED BY THE ABOVE
COMMISSIONERS TODAY.


Joseph E. Bodovitz, Executive Director

Fetch, Inc., by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to conduct operations as a highway common carrier as defined in Public Utilities Code Section 213 for the transportation of general commodities as follows:

between all points and places in the State of California.

Except that under the authority granted, carrier shall not transport any shipments of:

1. Used household goods and personal effects, office, store, and institution furniture and fixtures.
2. Automobiles, trucks, and buses, new and used.
3. Ordinary livestock.
4. Liquids, compressed gases, commodities in semiplastic form, and commodities in suspension in liquids in bulk in any tank truck or tank trailer.
5. Mining, building, paving, and construction materials, except cement or liquids, in bulk in dump truck equipment.
6. Commodities when transported in motor vehicles equipped for mechanical mixing in transit.

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7. Portland or similar cements, either alone or in combination with lime or powdered limestone, in bulk or in packages, when loaded substantially to capacity.
8. Articles of extraordinary value.
9. Trailer coaches and campers, including integral parts and contents when contents are within the trailer coach or camper.
10. Explosives subject to U.S. Department of Transportation regulations governing the transportation of hazardous materials.
11. Fresh fruits, nuts, vegetables, logs, and unprocessed agricultural commodities.
12. Any commodity, the transportation or handling of which, because of width, length, height, weight, shape, or size, requires special authority from a governmental agency regulating the use of highways, roads, or streets.
13. Transportation of liquid or semisolid waste, or any other bulk liquid commodity in any vacuum-type tank truck or trailer.

In performing the service authorized, carrier may make use of any and all streets, roads, highways, and bridges necessary or convenient for the performance of this service.

(END OF APPENDIX A)

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