

Decision No. 87447 June 7, 1977

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application)	
of USCO SERVICES, INC., a)	
Delaware Corporation, to extend)	
or increase storage or warehouse)	Application No. 57250
floor space from 25,000 square)	(Filed April 25, 1977)
feet to 100,000 square feet)	
at San Francisco, California)	
pursuant to Section 1051 of)	
the California Public Utilities)	
Code.)	

OPINION AND ORDER

USCO SERVICES, INC., a corporation, is presently operating as a public utility warehouseman at Vernon, San Francisco, Santa Ana and South San Francisco pursuant to a certificate of public convenience and necessity granted by Decision 81356.

By this application, it seeks to increase its storage and warehouse floor space at San Francisco from 25,000 square feet to 100,000 square feet.

Applicant states that it has had increasing demands made upon it by the storing public in San Francisco and the requested increase in storage and floor space is vitally necessary in the conduct of its business operations.

Applicant alleges that its present facilities are adequate to handle the proposed warehouse operations. Applicant asserts that no public utility warehouse will be adversely affected by the granting of this additional space.

A copy of the application was mailed to California Trucking Association. The application was listed on the Commission's Daily Calendar of April 26, 1977. No objection to the granting of the application has been received.

In the circumstances, the Commission finds that:

1. Public convenience and necessity require that applicant's proposal be authorized.
2. It can be seen with certainty that there is no possibility that the project involved in this proceeding may have a significant effect on the environment.

The Commission concludes that the application should be granted. A public hearing is not necessary. The effective date of this order should be the date hereof because there is an immediate need for this service.

USCO SERVICES, INC. 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 cancelled at any time by the State, which is not in any respect limited as to the number of rights which may be given.

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to USCO SERVICES, INC., a corporation, authorizing it to operate as a public utility warehouseman, as defined in Section 239(b) of the Public Utilities Code, for the operation of storage or warehouse floor space set forth in Appendix A, attached hereto and made a part hereof.
2. In providing service pursuant to the authority granted by this order, applicant shall comply with the following regulations. Failure to do so 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.

Applicant is placed on notice that if it accepts the certificate it will be required, among other things, to file annual reports of its operations.

- (b) Within one hundred twenty days after the effective date of this order, applicant shall amend tariffs on file with the Commission to reflect the authority granted.
- (c) The tariff filings shall be made effective not earlier than ten days after the effective date of this order on not less than ten days' notice to the Commission and the public, and the effective date of the tariff filings shall be concurrent with the establishment of the service authorized.
- (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 61-Series.

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 81356, which certificate is revoked effective concurrently with the effective date of the tariff filings required by Paragraph 2(b) above.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 7th
day of JUNE, 1977.

Robert Bateman
President
William Symons Jr.
Lyman L. Sturgeon
Richard D. Givale

Commissioners

USCO SERVICES, INC., by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to operate as a public utility warehouseman as defined in Section 239(b) of the Public Utilities Code for the operation of storage or warehouse floor space as follows:

<u>Location</u>	<u>Number of Square Feet of Floor Space</u>
Vernon	55,000
San Francisco	100,000
Santa Ana	100,000
South San Francisco	80,500

(The floor space shown is exclusive of the expansion permissible under Section 1051 of the Public Utilities Code.)

(END OF APPENDIX A)

Issued by California Public Utilities Commission.

Decision 87447, Application 57250.