

Decision No. 90339

MAY 22 1979

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the application)
of WARREN TRUCKING CO., INC., a)
California corporation, for a)
certificate of Public Convenience)
and Necessity to operate as a)
Highway Common Carrier for the)
transportation of property in)
intrastate and interstate and)
foreign commerce.)

Application No. 56483
(Filed May 14, 1976)

SUPPLEMENTAL OPINION AND ORDER

Decision 86377, dated September 14, 1976, in this proceeding, granted a certificate of public convenience and necessity as a highway common carrier to Warren Trucking Co., Inc., a California corporation. The certificate authorizes the transportation of newsprint paper and printing paper used in the publication of newspapers and other printed matter, in flat stock and in rolls, from Los Angeles, Long Beach, and San Diego, and points and places within five statute miles thereof, to points in Santa Barbara, Ventura, Los Angeles, Orange, San Bernardino, Riverside, Imperial, San Diego, Tulare, Kern, Kings and San Luis Obispo counties.

By a Petition for Modification of Decision 86377, filed January 15, 1979, Warren Trucking seeks to modify the commodity description set forth in Appendix A of said decision by substituting "Paper and paper products" for the present description. There seems to be some question at times as to whether or not the particular paper being offered for shipment falls within the exact description provided in the certificate. The carrier is not always in a position to determine whether certain paper will ultimately be printed or is an end product in itself. It is alleged that the requested change in the commodity description will alleviate the present confusion.

A copy of the petition has been filed with the Interstate Commerce Commission pursuant to Section 206(a)(6) of the Interstate Commerce Act and notice thereof appeared in the Federal Register on March 15, 1979. The petition was served in accordance with the Commission's procedural rules and notice thereof was published in the Commission's Daily Calendar of January 17, 1979. No protests to the petition have been received.

After consideration the Commission finds that the public convenience and necessity require that the carrier be authorized to engage in operations under the revised commodity description in intrastate commerce as proposed in the petition and also require that the carrier be authorized to engage in such operation in interstate and foreign commerce within limits which do not exceed the scope of the intrastate operations authorized by this decision.

It can be seen with certainty that there is no possibility that the amendment in question may have any significant effect on the environment.

The Commission concludes that the petition should be granted as set forth in the ensuing order. The effective date of the order should be the date on which it is signed since there is no reason to delay granting the relief requested. A public hearing is not necessary.

O R D E R

IT IS ORDERED that:

1. Appendix A of Decision 86377, dated September 14, 1976, in Application 56483, is hereby amended by substituting First Revised Page 1 attached hereto in place and instead of Original Page 1.
2. Within sixty (60) days after the effective date hereof and on not less than five days notice to the Commission and the public, carrier shall amend its tariff on file with the Commission to reflect the authority herein granted.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 22nd
day of MAY, 1979.

John E. Bryan
President

Herbert L. Stegeman

Richard D. Givens

Leonard M. Rife
Commissioners

Commissioner Claire T. Dedrick, being necessarily absent, did not participate in the disposition of this proceeding.

Warren Trucking Co., 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 Section 213 of the Public Utilities Code for the transportation of *paper and paper products in flat stock or in rolls as follows:

From: Los Angeles, Long Beach and San Diego and points and places within five (5) statute miles thereof.

To: Points in Santa Barbara, Ventura, Los Angeles, Orange, San Bernardino, Riverside, Imperial, San Diego, Tulare, Kern, Kings, and San Luis Obispo Counties.

(END OF APPENDIX A)

Issued by California Public Utilities Commission.

*Amended by Decision 90339, Application 56483.