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Decision No. 91.205

JAN 8 - 1980

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
STERLING TRANSIT COMPANY, INC., a)
California corporation, for an ex-)
tension of its Certificate of Public)
Convenience and Necessity to operate)
as a Highway Common Carrier for the)
transportation of property in intra-)
state and interstate and foreign)
commerce.)

Application No. 58811
(Petition for Modification
filed November 2, 1979)

SUPPLEMENTAL OPINION AND ORDER

Decision No. 90940 issued October 23, 1979 in this proceeding authorized an extension of the certificate of public convenience and necessity to operate as a highway common carrier granted to Sterling Transit Company, Inc. (applicant).

By Petition for Modification of Decision No. 90940 filed November 2, 1979, applicant seeks revision of its certificate with respect to operating restrictions placed therein as a result of an agreement reached with Ditto Freight Lines (Ditto) which led to withdrawal of Ditto's protest. ✓

We find that restatement of applicant's certificate with the restrictions agreed to as requested in its petition will be reasonable and is justified. Applicant's certificate will be amended as requested in its petition. This order should become effective on the day of issuance as it essentially corrects an error in a prior order.

IT IS ORDERED that:

1. Appendix A to Decision No. 90940 is amended by incorporating therein First Revised Page 1 in revision of Original Page 1 and First Revised Page 3 in revision of Original Page 3, which revised pages are attached hereto.

2. In all other respects Decision No. 90940 shall remain in full force and effect.

The effective date of this order is the date hereof.

Dated JAN 8 - 1980, at San Francisco, California.

John E. Byrne
President

James R. Stearns

Richard D. Howell

Alain J. ...

Francis J. ...
Commissioners

/r

Appendix A
(Dec. 90940)

STERLING TRANSIT COMPANY, INC.
(a California corporation)

First Revised Page 1
Cancels
Original Page 1

Sterling Transit Company, 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 general commodities as follows:

- I. Between all points and places in the following territories and other areas named below:
 1. San Francisco Territory as described in Note A hereof.
 2. Los Angeles Basin Territory as described in Note B hereof.
 3. San Diego Territory as described in Note C hereof.
 4. Sacramento and all points and places within fifty (50) statute miles thereof, subject to the restriction in paragraph V.
 5. Salinas and all points and places within twenty-five (25) statute miles thereof, subject to the restriction in paragraph V.
- *II. Between all points in the territories designated in paragraphs 1, 2 and 3 above and in the Sacramento and Salinas areas described in paragraphs 4 and 5 above, via any and all highways including the right to serve all points and places located on or within ten (10) statute miles laterally of the following routes:
 1. State Highway 99 and Interstate 5 between Los Angeles and Sacramento.
 2. Interstate Highway 5 between Los Angeles and the California-Mexico Boundary Line.

Issued by California Public Utilities Commission.

*Amended by Decision 91205, Application 58811.

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Appendix A
(Dec. 90940)

STERLING TRANSIT COMPANY, INC.
(a California corporation)

First Revised Page 3
Cancels
Original Page 3

- III. Between all of the following named points including those points located within ten (10) statute miles laterally of the highway routes specified below, subject to the restriction in paragraph V.
1. U.S. Highway 101 between Los Angeles and Goleta.
 2. U.S. Highway 101 between Salinas and Santa Rosa.
 3. State Highway 17 between Santa Cruz and San Rafael.
 4. State Highway 1 between Santa Cruz and Carmel.
 5. Interstate Highway 8 between Holtville and Winterhaven.
 6. Interstate Highway 10 between Indio and Blythe.
 7. Interstate Highway 80 between Sacramento and Floriston.
- IV. Between the Los Angeles Basin Territory and the San Diego Territory, on the one hand, and El Centro and points within twenty-five (25) statute miles thereof, on the other hand, via Interstate Highways 8 and 10 and State Highway 86, including the right to serve all points located within ten (10) statute miles laterally of said routes.
- *V. RESTRICTION: Carrier shall not transport commodities shipped in rigid containers (as described below), empty rigid containers (as described below) or empty container chassis between any of the points or over any of the routes which are subject to this restriction.
- *DEFINITION: A "rigid container", as used herein, means a container of not less than 800 cubic feet of loading space with or without chassis that can be transported over the public highways without a special Permit and into which merchandise may be loaded for further transportation or which was received with merchandise from prior transportation.
- VI. Through routes and rates may be established between any and all points authorized to be served.
- VII. In performing the service herein authorized, carrier may make use of any and all streets, roads, highways and bridges necessary or convenient for the performance of said service.

Issued by California Public Utilities Commission.

*Amended by Decision 91205, Application 58811.