

Decision 93556 September 15, 1981

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of WEST WORLD TRANSPORTATION CO.,)
INC., a California corporation,)
for an extension of its 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 60353
(Filed March 11, 1981)

O P I N I O N

West World Transportation Co., Inc. is authorized to operate as a highway common carrier of general commodities in the Los Angeles Basin Area, as set forth in Appendix A to Decision 90801 in Application 58968. Applicant also operates in interstate and foreign commerce under a certificate of registration issued by the Interstate Commerce Commission (ICC) in Docket No. MC-95838. Applicant has a permit as a highway contract carrier issued in File T-125674.

Applicant now requests that its operating authority be extended to include "all points and places in the State of California, in and south of San Luis Obispo; Kern, and San Bernardino Counties." This authority would include the Counties of Santa Barbara, Ventura, Los Angeles, Orange, Riverside, San Diego, and Imperial. It also requests that the expansion include authority to operate in interstate and foreign commerce. A copy of the application was filed with the ICC under § 10931 of the Interstate Commerce Act and notice appeared in the Federal Register on May 1, 1981. Applicant's proposed service will be on call Monday through Friday, Saturdays and Sundays excluded,

and holidays excepted. The contemplated service will be overnight. Applicant is a party to all necessary Western Motor Tariff Bureau, Inc. tariff publications, and proposes to establish rates substantially in conformity with the rates in the above tariffs, as well as other Bureau tariffs publishing joint rates on interchange with other carriers in interstate and foreign commerce.

Applicant represents that it has the financial ability and equipment to render the proposed service, and has operated under authority of this Commission and the ICC for many years. It represents that the requested authority will enable it to reduce fuel and other operating costs and to render a more complete service to its present customers. Copies of the application were mailed to 14 competing carriers and to California Trucking Association in Burlingame. No protests have been filed.

Findings of Fact

1. Applicant has the financial ability, equipment, and experience necessary to operate as requested in the application.

2. The requested authority will allow applicant to offer a more efficient and complete service to the shipping public, and is not adverse to the public interest.

3. Public convenience and necessity require that applicant be authorized to engage in operations in intrastate commerce as proposed in the application and also require that applicant be authorized to engage in operations in interstate and foreign commerce within limits which do not exceed the scope of the intrastate operations authorized by this decision.

4. The following order complies with the guidelines of the Commission's Energy Efficiency Plan.

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

Conclusion of Law

Public convenience and necessity have been demonstrated and the application should be granted. The territory and routes of the certificate do not exceed the geographical scope of the proposed operation as published in the Federal Register.

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 West World Transportation Co., Inc., a California corporation, authorizing it to operate as a highway common carrier, as defined in PU Code § 213 throughout the territory described 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, and 104, 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 tariffs required by that General Order.

3. The certificate of public convenience and necessity granted in paragraph 1 shall supersede that granted by Decision 90801. That certificate is revoked on the effective date of tariff filings required by paragraph 2.b.

This order becomes effective 30 days from today.

Dated SEP 15 1981, at San Francisco, California.

John E. Byrne
President
Richard W. Moore
Donald M. Jones
Walter Calver
Frank C. Lee
Commissioners

Appendix A WEST WORLD TRANSPORTATION CO., INC. Original Page 1
(a California corporation)

West World Transportation 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 general commodities as follows:

- I. Between all points in the geographical area described in Note A of this appendix.

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

1. Used household goods, personal effects and office, store and institution furniture, fixtures and equipment not packed in salesmen's hand sample cases, suitcases, overnight or boston bags, briefcases, hat boxes, valises, traveling bags, trunks, lift vans, barrels, boxes, cartons, crates, cases, baskets, pails, kits, tubs, drums, bags (jute, cotton, burlap or gunny) or bundles (completely wrapped in jute, cotton, burlap, gunny, fibreboard, or straw matting).
2. Automobiles, trucks and buses, viz.: new and used, finished or unfinished passenger automobiles (including jeeps), ambulances, hearses and taxis, freight automobiles, automobile chassis, trucks, truck chassis, truck trailers, trucks and trailers combined, buses, and bus chassis.
3. Livestock, viz.: barrows, boars, bulls, butcher hogs, calves, cattle, cows, dairy cattle, ewes, feeder pigs, gilts, goats, heifers, hogs, kids, lambs, oxen, pigs, rams (bucks), sheep, sheep camp outfits, sows, steers, stags, swine, or wethers.

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Decision 93556, Application 60353.

Appendix A WEST WORLD TRANSPORTATION CO., INC. Original Page 2
(a California corporation)

4. Liquids, compressed gases, commodities in semi-plastic form and commodities in suspension in liquids in bulk, in tank trucks, tank trailers, tank semitrailers, or a combination of such highway vehicles.
5. Commodities when transported in bulk in dump-type trucks or trailers or in hopper-type trucks or trailers.
6. Commodities when transported in motor vehicles equipped for mechanical mixing in transit.
7. Logs.
8. Commodities requiring the use of special refrigeration or temperature control in specially designed and constructed refrigerator equipment.

NOTE A

Beginning at the intersection of the westerly boundary of the City of Los Angeles and the Pacific Ocean; thence along the westerly and northerly boundaries of said City to its point of first intersection with the southerly boundary of Angeles National Forest; thence along the southerly boundary of Angeles and San Bernardino National Forests to the points of intersection of said southerly boundary of the San Bernardino National Forest and the San Bernardino-Riverside County Line; thence in a southerly and westerly direction along said county boundary to a point thereon distant 5 statute miles east of the intersection of said county boundary and State Highway 91; thence generally southerly and southwesterly along a line generally paralleling and distant 5 statute miles from State Highway 91, State Highway 55, Interstate Highway 5, Laguna Canyon Road, and the prolongation thereof to the Pacific Ocean, thence along the coastline of the Pacific Ocean to the point of beginning.

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Decision 92556, Application 60353.

Appendix A WEST WORLD TRANSPORTATION CO., INC. Original Page 3
(a California corporation)

II. Within and between all points in the following counties except within and between all points in the geographical area described in Note A of Paragraph I of this appendix.

Imperial	San Bernardino
Kern	San Diego
Los Angeles	San Luis Obispo
Orange	Santa Barbara
Riverside	Ventura

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 semi-plastic 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.
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.

Issued by California Public Utilities Commission.

Decision 93556, Application 60353.

Appendix A WEST WORLD TRANSPORTATION CO., INC. Original Page 4
(a California corporation)

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. Commodities requiring the use of special refrigeration or temperature control in specially designed and constructed refrigerator equipment.
11. Explosives subject to U.S. Department of Transportation Regulations governing the transportation of hazardous materials.
12. Fresh fruits, nuts, vegetables, logs, and unprocessed agricultural commodities.
13. 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.
14. 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 the service.

(END OF APPENDIX A)

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Decision 93556, Application 60353.