

Decision No. 13666

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of Oakland-San Jose Transportation) APPLICATION NO. 10044.
Company to Increase Freight Rates.)

Gwyn E. Baker, for Applicant.

BY THE COMMISSION:

ORIGINAL

O P I N I O N

The applicant herein, A. C. Woodard, doing business under the name of Oakland-San Jose Transportation Company, is a common carrier of freight and express between Oakland, San Jose and intermediate points by authority of a certificate of public convenience and necessity issued under date October 18, 1919.

Decision No. 6758. Application No. 4941.

Applicant also renders a service between San Jose and Hayward and between San Jose and Livermore under authority of a certificate issued April 5, 1920 by Decision No. 7351, Application No. 5272, to J. G. Shaw and G. R. Beard, copartners, which certificate was transferred May 8, 1923 by Decision No. 12058 in Application No. 3971, to this applicant.

The common carrier service now being rendered may thus be briefly described as covering the territory between Oakland and San Jose, with a branch from Niles to Livermore.

Under date October 25, 1923, Decision No. 12751, Application No. 9163, this applicant was authorized to consolidate his operating certificates and publish through rates from Oakland to Livermore.

A public hearing on the instant application was held before Examiner Geary at San Francisco on June 5, 1924, on which date the matter was submitted and is now ready for a decision.

The application proposes the consolidation into one tariff of all the rates, rules and regulations now carried in two separate tariffs, in which latter tariffs are set forth different rules and different rates between the same points, by reason of the fact that they are the rates published by the original operators; that is, from Oakland to San Jose in the one instance, by the Oakland-San Jose Transportation Company, and from San Jose to Livermore and Hayward as published under the Shaw-Beard tariff. The object of the adjustment is not to secure additional revenue but to simplify the tariffs and to establish one set of rules and regulations.

The changes proposed bring about both increases and reductions; in the main the results will be reductions, except between San Jose and Livermore, where the rates are now on a lower scale than between San Jose and Oakland, the distance between the points named being practically the same.

The testimony was to the effect that the tonnage moving between San Jose-Livermore consists mostly of groceries, moving under the Fourth Class rate, or 5 cents per 100 pounds lower than the Oakland-Livermore rate. It was also shown that the traffic between San Jose and Livermore is extremely light and moves in one direction only, the majority of the trucks returning to San

Jose empty.

The evidence and exhibits in this proceeding have been carefully considered and we are of the opinion that the application should be granted.

O R D E R

A public hearing having been held in the above entitled proceeding, evidence submitted, and the Commission being fully advised in the premises,

IT IS HEREBY ORDERED that A. C. Woodard, being business under the fictitious name of Oakland-San Jose Transportation Company, be and he is hereby authorized to establish, effective twenty (20) days from the date hereof, the rates, rules and regulations set forth in Exhibit A, attached to and made a part of the application.

Dated at San Francisco, California, this 9th day of June, 1924.

C. Seawey

Dwight M. Weston

J. F. Whiteley
Commissioners.