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Decision No. 14067

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of
FRED LUDEKIN, operating under the
fictitious name of Martinez-San Francisco
Express Company to discontinue that por-
tion of his operative right between
San Francisco and Oakland and Crockett,
Port Costa and Martinez; also for
authority to establish local class rates
between Oakland and Crockett, Port Costa
and Martinez and Joint Class Rates between
San Francisco on the one hand and Crockett,
Port Costa and Martinez on the other hand
in connection with the Merchants Express
& Draying Company and the Santa Fe Express
and Drayage Company.

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Application No. 10376
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BY THE COMMISSION,

ORDER

In this proceeding, Fred Ludekin, operating under the
fictitious name of San Francisco-Martinez Express Company, between
San Francisco and Oakland and Crockett, Port Costa and Martinez,
asks for authority to discontinue service to San Francisco and
for permission to put into effect class rates for local service
between Oakland and Crockett, Port Costa and Martinez, and joint
class and commodity rates between San Francisco on the one hand
and Crockett, Port Costa and Martinez on the other, the joint
rates to be in connection with the Merchants Express and Draying
Company and with the Santa Fe Express and Draying Company, both
of these companies being common carriers authorized to serve bet-
ween San Francisco and Oakland.

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The elimination of San Francisco as a terminal point in Ludekin's operations will relieve him of the necessity of crossing the bay to pick up goods destined for transportation to Port Costa, Crockett and Martinez. Under the joint rate arrangement proposed this pick-up service will be performed by the two carriers made parties to the joint rate arrangement, making it possible for Ludekin to make an earlier departure from Oakland and therefore more timely deliveries at Port Costa, Crockett and Martinez. The rate arrangement proposed will not make for any material increases, or add to the cost of transportation generally, but will provide a more comprehensive tariff and one better suited to the type of operation conducted by Ludekin.

We believe that this is a matter which does not require a public hearing and that the application should be granted, with the understanding, however, that the certificate granted in this proceeding is in lieu of that granted by the Commission in its order on Application No. 9360.

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA HEREBY DECLARES that public convenience and necessity require the operation by Fred Ludekin of an automotive freight service between Oakland and Port Costa, Crockett and Martinez, and the Commission further finds that public convenience and necessity require the establishment by Fred Ludekin of class and commodity rates for local service between Oakland and Crockett, Port Costa and Martinez and joint rates (class and commodity) between San Francisco on the one hand and Crockett, Port Costa and Martinez on the other, the joint rates to be in connection with the Merchants Express and Draying Company and with the Santa Fe Express and Draying Company, local and joint rates to be governed by

Northern California Auto Traffic Bureau Freight Classification
No. 2, CRC No. 2.

IT IS HEREBY ORDERED that a certificate of public convenience and necessity be and the same hereby is granted, subject to the following conditions:

1. Applicant Fred Ludekin shall file within a period of not to exceed ten (10) days from date hereof his written acceptance of the certificate herein granted; shall file within a period of not to exceed twenty (20) days from date hereof tariff of rates, identical with those shown in Exhibit "A", as amended, attached to the application herein; and shall commence service under the certificate herein granted within a period of not to exceed thirty (30) days from date hereof.

2. The rights and privileges herein authorized may not be discontinued, sold, leased, transferred nor assigned unless the written consent of the Railroad Commission has first been secured.

3. No vehicle may be operated by applicant Ludekin unless such vehicle is owned by him or is leased under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 16th day
of September, 1924.

CC Seavey
H. A. Bondage
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Commissioners