

Decision No. 22297.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

J.A. BAUER POTTERY COMPANY, INCORPORATED,)	
)	
Complainant,)	
)	
vs.)	Case No. 2201.
)	
SOUTHERN PACIFIC COMPANY,)	
)	
Defendant.)	

BY THE COMMISSION:

SUPPLEMENTAL ORDER

By our Decision No. 22089 in the above entitled proceeding we found that the rate assessed and collected on four carloads of crude clay shipped from Lignite, a point on the Ione branch of the Southern Pacific Company 21 miles east of Galt, to Los Angeles was unjust and unreasonable to the extent it exceeded a rate of 18 cents per 100 pounds subsequently established. Defendant was authorized and directed to refund all charges collected in excess of the rate found reasonable.

The four carloads involved in this proceeding were listed in Exhibit "A" attached to the complaint and shown as moving from Lignite. We are now informed that the freight bills show that only two of the four cars moved from Lignite and that the other two moved from Ione, a point six miles east of Lignite. It is stated the failure to correctly show Ione as a point of origin in the complaint was due to a clerical error. Defendant has stipulated that under the circumstances the complaint may be considered

as amended to actually show the correct points of origin of the four shipments listed in Exhibit "A" thereof.

Upon further consideration of the record as it now stands, and good cause appearing therefor,

IT IS HEREBY ORDERED that defendant Southern Pacific Company be and it is hereby authorized and directed to refund to complainant, J. A. Bauer Pottery Company, Incorporated, without interest, all charges collected in excess of those that would have accrued on basis of a rate of 18 cents per 100 pounds, minimum carload weight 80,000 pounds, for the transportation from Lignite and Tone to Los Angeles of the shipments of crude clay involved in this proceeding.

IT IS HEREBY FURTHER ORDERED that this order supersede the one entered on the 5th day of February, 1930.

Dated at San Francisco, California, this 5th day of April, 1930.

C. Leary

Leon Whiteley

Paul H. ...

Commissioners.

Fee \$ 25 ⁰⁰/₁₀₀
RAILROAD COMMISSION
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