

Decision No. 25698.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
the RAILWAY EXPRESS AGENCY, INC.,)
a corporation, for authority to)
establish commodity rates between)
San Francisco and Oakland on the)
one hand, and Los Angeles and Holly-)
wood on the other, under Section)
No. 24(a) of the Public Utilities)
Act.)

Application No. 18728.

ORIGINAL

BY THE COMMISSION:

OPINION AND ORDER

By application filed February 23, 1933, Railway Express Agency, Inc., seeks authority to depart from the long and short haul provisions of Section 24(a) of the Public Utilities Act to the extent of publishing, non-intermediate in application, a rate of \$2.00 per 100 pounds for the transportation of miscellaneous commodities between San Francisco and Oakland on the one hand, and Los Angeles and Hollywood on the other. In instances where lower rates than those now in effect obtain by combining with the proposed \$2.00 rate the local rates to or from the terminals, applicant seeks authority to publish, non-intermediate in application, rates not to exceed the combination so made.

Applicant desires to meet the competition of both regulated and unregulated carriers. The regulated competition is created by the California Motor Express, Ltd., Pacific States Express

and Valley Express Company. The California Motor Express, Ltd., operates over the truck line of the California Motor Transport Company, Ltd., whose certificate is limited to transportation between San Francisco and Los Angeles; the Pacific States Express uses a steamship line and therefore does not serve intermediate points; the Valley Express Company maintains reduced non-intermediate rates established under authority of the Commission for the purpose of meeting water competition. The unregulated competition likewise does not exist at the intermediate points to the same extent that it is present at the terminals. It is confined to business moving in volume such as is ordinarily available only at the large cities and which requires fast service that cannot be given by unregulated truck operators if numerous pickups and deliveries are made en route.

We are of the opinion that this is not a matter in which a public hearing is necessary, and that the application should be granted, therefore

IT IS HEREBY ORDERED that applicant Railway Express Agency, Inc., be and it is hereby authorized to establish, non-intermediate in application, for the transportation of miscellaneous commodities between San Francisco, Oakland and other points on the one hand, and Los Angeles, Hollywood and other points on the other, rates of the volume of those set forth in the tariff attached to and made a part of the application, subject to the following conditions:

1. This special permission does not waive any of the requirements of the Commission's published rules relative to the construction and filing of tariff publications.
2. The authority herein granted is limited strictly to

its terms, and is void unless the rates, rules and regulations authorized hereunder are published and filed with this Commission within ninety (90) days from the date hereof. Item of tariff or supplement showing charges must bear reference to this proceeding.

Dated at San Francisco, California, this 7th day
of March, 1933.

C. C. Seavey,

W. A. Lee,

M. B. Lewis,

W. H. [unclear]
Commissioners.