

Decision No. 26834

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Suspension by  
the Commission on its own motion of  
reduced class and commodity rates  
named in Local Freight Tariff No. 3,  
C.R.C. No. 3, of STOCKTON-LONG BEACH  
STEAMSHIP COMPANY.

Case No. 3549.

E. G. Wilcox for Oakland Chamber of Commerce,  
R. P. Mc Carthy for Globe Grain & Milling Company,  
Max Schulz for San Francisco Milling Company and  
Outsen Brothers,  
C. S. Booth for Chamberlin Steamship Co., Ltd.,  
Christenson-Hammond Line,  
L.A.-S.F. Navigation Company, Ltd.,  
Los Angeles Steamship Company,  
McCormick Steamship Company,  
Nelson Steamship Company, and  
Pacific Steamship Lines.

BY THE COMMISSION:

O P I N I O N

The Stockton-Long Beach Steamship Company filed its Local Freight Tariff No. 3, C.R.C. No. 3, effective March 23, 1933, naming class and commodity rates between Stockton and River landings on the one hand and Long Beach on the other. These rates were protested by certain interested shippers and competing transportation companies and responsive to these demands the instant proceeding was instituted on March 20, 1933.

A public hearing was held at San Francisco before Examiner Geary April 3, 1933, but the respondent failed to appear and after the recording of certain testimony on behalf of protestants the proceeding was adjourned for further hearing on May 24, 1933, and thereafter continued from time to

time without definite action being taken by the respondent.

Under date of September 18, 1933, the Commission instituted another proceeding, Case No. 3692, an investigation on its own motion for the purpose of determining if the tariffs of the Stockton-Long Beach Steamship Line had been lawfully filed in compliance with Section 50(d) of the Public Utilities Act. We found by our Decision No. 26543, dated November 20, 1933, that the Stockton-Long Beach Steamship Company was operating in violation of the Public Utilities Act by reason of the fact that it furnished no services between the points named in the tariff in vessels either owned or operated by it. An order was issued requiring the respondent Stockton-Long Beach Steamship Company (D. A. Linthicum, Owner) to immediately cease and desist from the practice of offering a transportation service by vessel as a common carrier property between Stockton and Long Beach and intermediate points discontinuing the tariffs and ordering them cancelled, and removed from the Commission's files. The action taken in Case No. 3692 (Dec. No. 26543) has rendered further hearings in this Case 3549 unnecessary.

#### O R D E R

A public hearing having been held in the above entitled proceeding, the matter having been submitted,

IT IS HEREBY ORDERED that all tariffs of the Stockton-Long Beach Steamship Company be removed from the

Commission's formal files and that this proceeding be and  
it is hereby dismissed.

Dated at San Francisco, California, this 11th day  
of December, 1933.

Albany  
Leon O'Connell  
M. J. Lee  
M. B. Lanning  
John H. Lanning  
Commissioners.