

Decision No. 29840.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation)
by the Commission on its own Motion)
into the rates, rules, regulations,) Case No. 3977
charges, operations and practices of)
PUCKETT FREIGHT LINES, LTD.)

BY THE COMMISSION:

ORIGINAL

O P I N I O N

This is an investigation by the Commission on its own motion into the rates, rules, regulations, charges, operations and practices, or any of them, of Puckett Freight Lines, Ltd., a highway common carrier engaged in the transportation of property between Los Angeles Harbor and Los Angeles and other points in southern California. It was instituted upon the allegation of the California State Code Authority for the Trucking Industry under the National Recovery Administration (subsequently dissolved) that respondent's tariff C.R.C. No. 5 contained numerous rates which were materially lower than those of other highway common carriers, and which brought about "somewhat of a chaos" among the other operators. Its primary purpose was to determine whether or not public interest required that said rates, rules, regulations, charges, operations and practices or any of them be changed so as to bring them into conformity with those maintained by competing common carriers.

A public hearing was had before Examiner Warren K. Brown at Los Angeles.

The record developed in this proceeding is not comprehensive. While there is some testimony to the effect that certain of respondent's rates are non-compensatory, such testimony is not supported by cost studies or other convincing evidence. Some of the rates are

lower than those of competing common carriers, but the record does not establish that any of respondent's rates are unreasonably low or otherwise unlawful. Moreover, since the submission of this proceeding the Commission has instituted a general investigation (Case No. 4145) into the rates and practices of the respondent here, as well as those of every other common carrier of property, for the purpose, among others, of determining "whether or not the preservation of adequate service and the public interest require the establishment of uniform rates and charges to be charged and collected, and classifications, rules, regulations, and practices to be observed by all competing common carriers."

In view of the foregoing circumstances this proceeding will be discontinued without prejudice to any other or different conclusion that may be reached in Case No. 4145.

ORDER

This matter having been duly heard and submitted,
IT IS HEREBY ORDERED that the above entitled proceeding be and it is hereby discontinued.

Dated at San Francisco, California, this 7th day of June, 1937.

W. H. [Signature]
Leon [Signature]
Armen [Signature]
[Signature]
[Signature]
Commissioners.