

Decision No. 30540.

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Establishment of maximum or minimum, or maximum and minimum rates, rules and regulations of all Radial Highway Common Carriers and Highway Contract Carriers operating motor vehicles over the public highways of the State of California, pursuant to Chapter 223, Statutes of 1935, for the transportation for compensation or hire of any and all commodities and accessorial services incident to such transportation.

Case No. 4088
Part "U"
Part "V"

In the Matter of the Investigation and Establishment of rates, charges, classifications, rules, regulations, contracts and practices, or any thereof, of Common Carriers of property.

Case No. 4145
Part "F"
Part "G"

BY THE COMMISSION:

SECOND SUPPLEMENTAL ORDER

Petitions for rehearing, reconsideration and modification in connection with Decision No. 30370, dated November 29, 1937, as amended, in the above entitled proceedings, have been filed by The Atchison, Topeka and Santa Fe Railway Company et al; Pacific Greyhound Lines; Quincy Railroad Company; V. Fred Jakobsen, doing business as Special Delivery Service Co.; Bekins Van and Storage Co.; San Francisco Chamber of Commerce; C.B. McClain, doing business as McClain Truck Company; and California Dairy Council, California Creamery Operators Association, and Pacific States Butter, Egg, Cheese and Poultry Association. The Commission has carefully considered each of said petitions and each and every allegation therein contained and is of the opinion that no good cause for the granting thereof is therein made to appear, except to the extent they may be granted by the order which follows herein.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that Decision No. 30370 dated November 29, 1937, as amended, in the above entitled proceedings, be and it is hereby further amended by changing the date now appearing in the first, second and third ordering paragraphs of said decision from February 4, 1938 to March 1, 1938.

IT IS HEREBY FURTHER ORDERED that Appendix "A" of Decision No. 30370, as amended, be and it is hereby further amended as follows:

(1) Add to Rule No. 10, Section No. 1, the following paragraph:

"(j) RAILHEAD means a point at which property is usually and ordinarily loaded into or unloaded from rail cars of common carriers by rail or vessels of common carriers by water. It includes truck loading facilities of plants or industries located at such rail or vessel loading or unloading points."

(2) Change paragraphs (g), (h) and (o) of Rule No. 20, Section No. 1, to read:

"(g) Milk, cream, buttermilk, cottage cheese, pot cheese, or unflavored ice cream mix when transported in milk shipping cans, in bottles in cases or crates, or in bulk in tanks; butter; cheese; oleomargarine;"

"(h) Motion picture films and motion picture accessories; newspapers, in retail distribution;"

"(o) Shipments transported by California Delivery Service; Delivery Service Co.; Goodman Delivery Service, Inc.; V. Fred Jakobsen, doing business as Special Delivery Service Co.; Menlo Park and San Francisco Parcel Delivery; 20th Century Delivery Service, Inc.; United Parcel Service Bay District; or United Parcel Service of Los Angeles, Inc.; express packages not exceeding 50 pounds in weight each, transported by Sausalito, Mill Valley and San Francisco Express Co. under monthly-tonnage rates; shipments weighing 100 pounds or less transported by Railway Express Agency, Inc. or Pacific Greyhound Lines."

(3) Eliminate Item No. 10, Section No. 2.

IT IS HEREBY FURTHER ORDERED that in all other respects said petitions be and they are and each of them is hereby denied.

In all other respects said Decision No. 30370, as amended, shall remain in full force and effect.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 17th day of January, 1938.

W. H. L. L.
John D. H. H.
Frank P. H. H.

Ray & Riley
Commissioners