

Decision No. 30251

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 and Prac-
tices of Carriers engaged in the Trans-
portation of Petroleum and Petroleum
Products within the State of California.)

Case No. 4079

In the Matter of the Investigation by
the Commission on its own Motion into
the Rates, Rules, Regulations and Prac-
tices of Carriers engaged in the trans-
portation of Refined Petroleum Products
in Tank Cars, Tank Trucks, Tank Trail-
ers or Tank Semi-Trailers, or any com-
bination thereof, in lots of less than
5800 Gallons, within this State.)

ORIGINAL

Case No. 4191

BY THE COMMISSION:

TENTH SUPPLEMENTAL OPINION AND ORDER

By petition filed January 29, 1938, The Western Pacific Railroad Company seeks an order modifying prior decisions issued in the above entitled proceedings enabling said petitioner and its connecting carriers to meet a rate of 35 cents per 100 pounds published by the Southern Pacific Company for the transportation of refined petroleum and petroleum products in tank cars from San Francisco Bay points to Westwood, California.¹ It also requests authority to depart from the provisions of Sections 15 and 24(a) of the Public Utilities Act so that the reduced rates may be published as non-intermediate rates on not less than one day's notice.

This is not a matter in which a public hearing is required. It appears that a modification of the established rates is necessary

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The reduced rate became effective February 14, 1938, on 11th Revised Page 181-C, Southern Pacific Company Freight Tariff No. 102-E, I.C.C. No. 4430.

in order to enable petitioner and its connecting carriers to compete with the Southern Pacific Company, which operates between the points involved over an interstate route. Such competition is not present at intermediate points, hence authority to make the reduced rate non-intermediate in application will be granted. Therefore, good cause appearing,

IT IS HEREBY ORDERED that Decision No. 30085 dated August 28, 1937, as amended, be and it is further amended by adding the following exception to Item No. 1 of Appendix A-1 thereof.


EXCEPTION: (4) For transportation from points in Group No. 1 and Group No. 2 to Westwood, California, the rate shall be 35 cents per 100 pounds.


IT IS HEREBY FURTHER ORDERED that common carriers by railroad be and they are hereby authorized to depart from the provisions of Sections 15 and 24(a) of the Public Utilities Act by establishing the rate herein prescribed as a non-intermediate rate on not less than one (1) day's notice to the Commission and to the public.

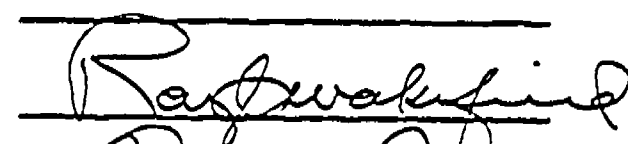
IT IS HEREBY FURTHER ORDERED that in all other respects said Decision No. 30085 as amended shall remain in full force and effect.


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

Dated at San Francisco, California, this 21st day of February, 1938.








Commissioners.