

Decision No. 31193

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
JOHN BYRNE, AGENT, under Powers of)
Attorney and Concurrences on file with)
the Commission, for the following car-)
riers: CHAMBERLIN STEAMSHIP CO., LTD.;)
CHRISTENSON-HAMMOND LINE (HAMMOND)
SHIPPING CO., LTD.); LOS ANGELES-SAN)
FRANCISCO NAVIGATION CO.; McCORMICK)
STEAMSHIP COMPANY; NELSON STEAMSHIP)
COMPANY and PACIFIC STEAMSHIP LINES,)
LTD., for an order authorizing the)
publication, on one day's notice, of)
a rule and notes limiting certain)
freight rates to direct vessels.)

ORIGINAL

Application No. 20365

BY THE COMMISSION:

THIRD SUPPLEMENTAL ORDER

By Decision No. 29728 of April 13, 1936, as amended, in the above proceeding, applicants and their connecting carriers were authorized to limit until August 17, 1938, the application of their rates to and from the ports of Alameda, Oakland and Richmond to vessels serving those ports by direct call. Said carriers now seek authority by supplemental application to continue the limitation for an additional period of twelve months.

In support of the request for extension of the original authority, applicants represent that the conditions which were relied upon to justify the relief previously granted still obtain. Those who appeared at the hearings on the original application in this matter as protestants have been notified of the proposed extension and have made no objection to the extension sought. It appears that this is a matter in which a public hearing is not necessary and that the application should be granted; therefore, good cause appearing,

IT IS HEREBY ORDERED that applicants be and they are hereby authorized to republish on not less than one (1) day's notice to the Commission and to the public, and to continue in effect for a period ending August 17, 1939, the suspension and limitation of rates, rules and regulations contained in amended Exhibit "A" of the original application.

IT IS HEREBY FURTHER ORDERED that the authority herein granted be and it is hereby made subject to the express condition that none of the parties to this proceeding will ever urge before this Commission in any proceeding under Section 71 of the Public Utilities Act, or in any other proceeding, that the opinion and order herein constitutes a finding of fact as to the reasonableness of any particular rate, and the acceptance by applicants of the benefits of this order will be considered as consent by the respective carriers to this condition.

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

Dated at Los Angeles, California, this 15th day of August, 1938.

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Commissioners.