

Decision No. 31574

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
CO-OPERATIVE DELIVERY SERVICE, LTD.)
for authority to charge less than the) Application No. 22433
minimum rates established by Decision)
No. 30600 as amended of Case No. 4121)

BY THE COMMISSION:

OPINION AND ORDER

By this application, authority under Section 10 of the City Carriers' Act and Section 11 of the Highway Carriers' Act is sought by Co-Operative Delivery Service, Ltd., to transport paper, paper articles and related commodities as a city carrier and a highway contract carrier between points within the Los Angeles drayage area at lesser charges than those accruing under minimum rates established in and by Decision No. 30600 of February 7, 1938, as amended, in Case No. 4121. The commodities proposed to be transported and the rates sought to be charged are set forth in Exhibit "A" of the application. The shippers proposed to be served are named in Exhibit "B" of the application.

It is asserted that the established minimum rates are excessive for the transportation performed by Co-Operative Delivery Service, Ltd., and, moreover, that they will result in the immediate loss to other carriers of all of the paper traffic heretofore enjoyed by applicant. In support of the first allegation it is contended that, due to the volume and day-to-day steadiness of the tonnage handled, making possible the obtaining of high load and use factors, lower rates than those provided in said Decision

ORIGINAL

No. 30600, as amended, are justified for this carrier. In support of the second allegation, it is pointed out that authority similar to that here sought has already been granted to Reader Transportation Service (Decision No. 31330 of October 3, 1938, in Application No. 22086), F. Teskey (Decision No. 31379 of October 20, 1938, in Application No. 22283) and to Goodman Delivery Service, Inc. (Decision No. 31474 of November 25, 1938).¹ It is asserted that unless applicant is placed upon a rate parity with those competing carriers its shippers will discontinue use of its service in favor of the services of Reader Transportation Service, F. Teskey and Goodman Delivery Service, Inc. It is alleged that the sought rates will be fair, just and reasonable for the transportation involved and that they are sufficient in volume to return a reasonable profit over and above the cost of performing the service.

It is apparent from the allegations in the application that Co-Operative Delivery Service, Ltd., will be deprived of substantially all of the traffic involved if it is required to charge higher rates than are charged by competing carriers offering similar services. The rates here sought to be charged are substantially the same as those which the several competing carriers mentioned have previously been authorized to observe. Under these circumstances, this is not a matter in which a public hearing is necessary. The application will be granted.

¹ Similar authority has also been granted to Service Transportation Company, Inc. (Decision No. 31402 of October 31, 1938, in Application No. 22522), Cole McGee (Decision No. 31440 of November 5, 1938, in Application No. 22534), and L.M. Pettit (Decision No. 31437 of November 5, 1938, in Application No. 22536).

Therefore, good cause appearing,

IT IS HEREBY ORDERED that Co-Operative Delivery Service, Ltd., be and it is hereby authorized to assess and collect, for the transportation for which rates are provided in Appendix "A" attached hereto and by this reference made a part hereof, rates less than the minimum rates heretofore established by the Commission but not less than those provided in said appendix.

IT IS HEREBY FURTHER ORDERED that the authority herein granted shall expire October 31, 1939, unless sooner cancelled, changed, or extended by appropriate order of the Commission.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 19th day of December, 1938.

Paul J. [unclear]
Leon [unclear]
Frank [unclear]
[unclear]

Commissioners

APPENDIX "A"

ITEM NO. 10 - APPLICATION OF RATES

Rates provided in this appendix apply only for the transportation of commodities listed in Item No. 20, for shippers listed in Item No. 30, between points within the zones described in Item No. 40.

ITEM NO. 20 - COMMODITIES

Paper, viz:

Boxboard
Blotting
Carbon
Containers, viz.:
 Corrugated
 Fibre
Cardboard
Chipboard
Converting Paper
Corrugated Sheets
Cover
Crepe
Gummed
Napkin Paper
Newsprint
Poster
Printing
Shelf
Toilet
Towel
Waxed
Wrapping
Writing

Paper Articles, viz.:

Arch Files
Bags
Blank Books
Bottles
Boxes, fibreboard,
 pulpboard or
 strawboard
Cans
Cans, ice cream
Cards
Covers, toilet seat
Cups

Paper Articles, viz.: (Continued)

Dishes
Doilies
Envelopes
Files, letter
File Boxes, viz.:
 cardboard
Folding and upright
 boxes
Folders
Indexes, Index cards
 and filers
Lids
Lunch sets
Napkins
Nestrites
Pails
Papeteries
Paper, corrugated
Paper Expanding Files
Partition, Partition
 Parts, liners and
 pads, corrugated
 or fibre
Photomailers
Plates
Receipt books
Reinforcements
Seals
Spoons, paper
Statements
Straws, or sippers
Table covers
Tablets
Tags
Tissue, facial
Tubing
Tubs

<p>Other Commodities, viz.: (See Note)</p> <ul style="list-style-type: none"> Binders, Looseleaf Book Supports or Book ends, metal Brushes Candle Holders Candles Cellulose Articles, viz.: <ul style="list-style-type: none"> Cartons Cases Packages Tubes Chair Cushions Chalk, writing Chamois, imitation Chop Frills & Holders Coasters Compasses, drawing Cordage Cutters, paper Crayons Desk Trays, wire Desk Trays, wood, set up Dust Cloths Dispensers, viz.: <ul style="list-style-type: none"> Cup Sanitary napkin Soap Tape Toilet seat cover Toilet tissue Towel Erasers File Boxes, viz.: <ul style="list-style-type: none"> wood, wood and metal combined Filing Cabinets <ul style="list-style-type: none"> steel or wood Finger pads, rubber Fountain pens, including desk sets Games, card Handkerchiefs Ink wells Machines, numbering Machines, punching Machines, stapling Mimeograph supplies Mat and showcard board Matches Mucilage 	<p>Other Commodities, viz.: (Continued)</p> <ul style="list-style-type: none"> Pads, calendar Padding Adhesives Padding Cement Padding Compounds Paper Clips Paste Pencil leads Pencils Penholders Pen Tickets Pen points Pins Ribbons Roofing Materials, viz.: <ul style="list-style-type: none"> Asphalt Compounds Paper, roofing Shingles Tile Tile, imitation Rope Rulers Scales, postage School Art Materials, viz.: <ul style="list-style-type: none"> Paints, water colors Scissors Sharpeners, pencil Sink Strainers Soap Stamps, rubber <ul style="list-style-type: none"> including date stamps Stands, calendar Staples Supplies, Janitor Tape, gummed, paper or cloth, mending, sealing Thumb Tacks Trees, Xmas, glo-light or artificial Twine Wallboard Waste baskets, fibre, wood or wire Window Display Material Woodenware, viz.: <ul style="list-style-type: none"> Spoons, Forks, Sticks, Toothpicks World Globes Writing Ink Wax Remover
--	--

Note: Commodities listed under the heading "Other Commodities, viz.:" may be transported at rates named herein, provided the movement of such commodities is incidental to the movement of paper and paper articles, and provided further that the weight of such commodities, on an average over each calendar month, does not exceed 15 per cent of the weight of paper and paper articles transported for the same shipper.

ITEM NO. 30 - SHIPPERS

Blake, Moffitt & Towne, French Paper Co., General Paper Co.,
Kelley Paper Co., Sierra Paper Co., Zellerbach Paper Co.

ITEM NO. 40 - ZONES

ZONE 1

Commencing at the intersection of Atlantic Avenue and Florence Avenue; west on Florence Avenue to Vermont Avenue; north on Vermont Avenue to Fountain Avenue; east on Fountain Avenue to Hyperion Street; northeast on Hyperion Street to Rowena Street; southeast on Rowena Street to Fletcher Drive; northeast on Fletcher Drive to Casitas Avenue; northwest on Casitas Avenue to Rosslyn Street; northeast on Rosslyn Street to the Union Pacific right of way; southeast on the Union Pacific right of way to Isabel Street; southeasterly on Isabel Street to Griffin Avenue; south on Griffin Avenue to North Broadway; east on North Broadway to Mission Road, southwest on Mission Road to Valley Boulevard; east on Valley Boulevard to Marianna Avenue; south on Marianna Avenue to Eastern Avenue; south on Eastern Avenue to Whittier Boulevard; east on Whittier Boulevard to Atlantic Avenue; thence south on Atlantic Avenue to point of commencement.

ZONE 2

Commencing at the intersection of Atlantic and Whittier Boulevards; east on Whittier Boulevard to San Gabriel Boulevard; southeast on San Gabriel Boulevard to Anaheim-Telegraph Road; northwest on Anaheim-Telegraph Road to Paramount Boulevard; southwest on Paramount Boulevard to Stuart and Gray Road; westerly on Stuart and Gray Road to Atlantic Boulevard; south on Atlantic Boulevard to Century Boulevard; west on Century Boulevard to Alameda Street; south on Alameda Street to 107th Place; thence along the City of Los Angeles boundary line to 120th Street; westerly on 120th Street to Vermont Avenue; northerly on Vermont Avenue to Manchester Avenue; westerly on Manchester Avenue to Western Avenue; north on Western Avenue to Florence Avenue; west on Florence Avenue to Crenshaw Boulevard; north on Crenshaw Boulevard to Olympic Boulevard; west on Olympic Boulevard to Robertson Boulevard; north on Robertson Boulevard to Melrose Avenue; west on Melrose Avenue to the boundary line of the City of Beverly Hills to the Coldwater Canyon Road, along to the Mulholland Highway to Barnham Boulevard; north on Barnham Boulevard to the north Los Angeles city boundary to Rosslyn Street; northwest on Rosslyn Street to the Los Angeles city boundary to Marianna Avenue; to the intersection of Marianna Avenue and Eastern Avenue; along the southerly boundary of Zone 1 to Whittier Boulevard; thence east on Whittier Boulevard to point of commencement.

ITEM NO. 50 - RATES (In cents per 100 pounds,
except as noted)

<u>Minimum Weight</u>	<u>Intrazone</u>	<u>Interzone</u>
100 pounds	*15	*17
500 pounds	13	15
2,000 pounds	10	12
4,000 pounds	09	10
10,000 pounds	08	09
20,000 pounds	07	08
30,000 pounds	06½	07½
* Minimum charge, in cents per shipment	40	50