

Decision No. 31591

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application
of John J. Williams, d.b.a. Wil-
liams Transfer Co. for permission
to charge less than minimum rates
on freight, regardless of classi-
fication.)

) Application No. 22394

ORIGINAL

BY THE COMMISSION:

FIRST SUPPLEMENTAL OPINION AND ORDER

By Decision No. 31486 of November 28, 1938, in the above entitled application, John J. Williams, doing business as Williams Transfer Co., was granted authority under Section 10 of the City Carriers' Act and Section 11 of the Highway Carriers' Act to transport shipments of property weighing 500 pounds or less, in scheduled and routed parcel delivery service for various named shippers, at rates less than the minimum rates established by Decision No. 31473 of November 25, 1938, in Case No. 4121. The rates which applicant was authorized to charge in lieu of the established minimum rates were stated in cents per shipment, subject to a guaranteed monthly revenue of varying amounts.

By supplemental application filed December 15, 1938, applicant seeks a reduction from \$2,000 to \$1,250 in the guaranteed monthly revenue to which the rates provided for shipments transported for Ducommun Metals & Supply Co. were made subject. It also seeks authority to transport shipments weighing 1,000 pounds or less for the Union Hardware & Metal Co. for a charge of 30 cents per shipment, in place of the presently authorized charge of 28 cents per shipment applicable to shipments weighing 500 pounds or less.

In justification of the sought reduction in the guaranteed monthly revenue received from Ducommun Metals & Supply Co., it is

alleged that an analysis of the volume of shipments weighing 500 pounds or less handled for this company has shown that the volume of revenue is insufficient to warrant a \$2,000 monthly guarantee; that this traffic will be compensatory to the carrier even though the guarantee be reduced, and that a reduction in the guarantee to the extent sought is necessary in order to retain the business to for-hire carriage. In support of the modification of the rates sought to be charged Union Hardware & Metal Co., it is alleged that the rate sought will be compensatory and is necessary to prevent a diversion of the business to proprietary carriage.

It appears from the allegations of the application that the requested reduction in the monthly guaranteed revenue received from Ducommun Metals & Supply Co. is justified and should be granted without the necessity of a public hearing. It will be necessary, however, that evidence be received relative to the modification of the charge for service performed for Union Hardware & Metal Co.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that the guaranteed monthly revenue of \$2,000 shown in Appendix "A" of Decision No. 31486 of November 28, 1938, to which the rate of 28 cents per shipment authorized to be charged Ducommun Metals & Supply Co. is subject, be and it is hereby changed to \$1,250.

In all other respects said Decision No. 31486 shall remain in full force and effect.

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

Dated at San Francisco, California, this 27th day of

December, 1938.

R. B. ...
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