

Decision No. 32034

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
W. J. TANNAHILL, M. F. TANNAHILL,)
and E. J. TANNAHILL, co-partners)
doing business under the name and) Application No. 21909
style of W. J. TANNAHILL & SONS,)
for authority to charge less than)
minimum rates.)

BY THE COMMISSION:

FIRST SUPPLEMENTAL OPINION AND ORDER

By Decision No. 30960 of June 6, 1938, in this proceeding, W. J. Tannahill, M. F. Tannahill, and E. J. Tannahill, co-partners, doing business as W. J. Tannahill & Sons, a highway contract and city carrier, have been authorized to transport lumber and forest products within defined territory in and around the City of Vernon, under contract with the Owens-Park Lumber Company, at rates lower than the established minimum rates. The authority will expire June 6, 1939, unless extended by appropriate order of the Commission. By supplemental application filed May 12, 1939, indefinite continuance thereof is sought. It is alleged that applicants' operations, and the conditions under which they perform this service, have not changed in any material respect since the authority was granted. It is also alleged that operations under the rates sought have been and now are profitable.

It appears that this is a matter in which a public hearing is not necessary and that an extension of the authority should be granted. Necessarily, this finding is based on existing conditions. For this reason, the extension will be for a limited period.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that, unless otherwise ordered by the Commission, the expiration date of the authority granted to W. J. Tannahill, M. F. Tannahill, and E. J. Tannahill, co-partners, doing business as W. J. Tannahill & Sons by Decision No. 30960 of June 6, 1938, in the above entitled application, be and it is hereby extended to May 9, 1940.

This order shall become effective June 5, 1939.

Dated at San Francisco, California, this 31st day of May, 1939.

Robert A. ...
Frank R. ...
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Justus J. ...

Commissioners.