

Decision No. 31653

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of Seaboard Transportation Co., Inc., for authority to charge less than minimum rates established by the Railroad Commission of the State of California affecting the territory, San Luis Obispo and south, and within the City of Los Angeles, and the Los Angeles Drayage territory.

Application No. 22226.

BY THE COMMISSION:

FIRST SUPPLEMENTAL OPINION AND ORDER.

By Decision No. 31653 of January 16, 1939, in this proceeding, Seaboard Transportation Company, Inc., a highway contract and city carrier, has been authorized to transport carbonated beverages from the bottling plant of Canada Dry Ginger Ale, Incorporated, located in the City of Vernon, to specified points in southern California, including Alhambra, Pasadena, Glendale and Long Beach, and to return empty containers from the points so specified to the bottling plant, at rates lower than the established minimum rates. By its supplemental application filed May 31, 1939, the applicant seeks extension of the authority thus granted by inclusion of Wilmington, San Pedro and Los Angeles Harbor, points not embraced by the original application. From and to these points it proposes to apply the rates authorized for shipments between the Vernon bottling plant on the one hand and Alhambra, Pasadena, Glendale and Long Beach on the other. Applicant represents that the points involved in the supplemental application were omitted from the original application through inadvertence, that there is no material difference in the transportation characteristics of the traffic from and to the points here in is-

sue and shipments between points where the sought rates have been authorized, and that the proposed rates will be compensatory. The Motor Truck Association of Southern California, Pacific Electric Railway Company, The Atchison, Topeka & Santa Fe Railway Company and Southern Pacific Company, protestants to the granting of the original application, have stated in writing that they will not oppose the granting of the authority here 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 Item No. 50 of Appendix "A" to Decision No. 31653 of January 16, 1939, in this proceeding, be and it is hereby amended by adding Wilmington, San Pedro and Los Angeles Harbor to the group of destinations in said Item No. 50 designated as Los Angeles (Zone B), Alhambra, Pasadena, Glendale and Long Beach.

IT IS HEREBY FURTHER ORDERED that in all other respects said Decision No. 31653 shall remain in full force and effect.

This order shall become effective five (5) days from the date hereof.

Dated at San Francisco, California, this 6<sup>th</sup> day of

June, 1939.

Robert W. [Signature]  
Frank R. [Signature]  
Paul W. [Signature]  
H. [Signature]  
Justus J. [Signature]

Commissioners.