

Decision No. 32629

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Establishment of maximum or minimum, or maximum and minimum rates, rules and regulations of all common carriers as defined in the Public Utilities Act of the State of California, as amended, and all highway carriers as defined in Chapter 223, Statutes of 1935, as amended, for the transportation, for compensation or hire, of any and all commodities.)

Case No. 4246

CONFIDENTIAL

In the Matter of the Establishment of maximum or minimum or maximum and minimum rates, rules and regulations of all carriers as defined in the City Carriers' Act of the State of California (Statutes of 1935, Chapter 312, as amended) for the transportation over the public highways within any city or city and county in the State of California, for compensation or hire, of any and all commodities.)

Case No. 4434

BY THE COMMISSION:

O P I N I O N

The above entitled proceedings embrace, collectively, rates, rules and regulations for the transportation of property throughout the State by common, radial highway common, highway contract, and city carriers and for accessorial services performed incidental thereto. At an adjourned public hearing held therein in San Francisco on October 31, 1939, before Examiner Preston W. Davis a proposal was made that the minimum rates and charges and the rules and regulations set forth in or provided by Decision No. 32325 of September 19, 1939, in Cases Nos. 4086 and 4099, applying to the transportation of used household goods and related articles as described in said decision, be adopted and established in Cases Nos.

4246 and 4434.¹ It was stated that the suggested action would tend to simplify the determination of applicable rates, since Cases Nos. 4086 and 4099 could then be discontinued and the number of current proceedings correspondingly reduced. Evidence was introduced to the effect that, on the basis of cost and rate studies, the minimum rates and charges and the rules and regulations set forth in or provided by said Decision No. 32325 would be just, reasonable and nondiscriminatory for adoption and re-establishment herein.

Upon consideration of the evidence, we conclude that the findings and orders in Decision No. 32325, as amended by Decision No. 32628 , in Cases Nos. 4086 and 4099, should be adopted as the findings and order herein.

O R D E R

Good cause appearing,

IT IS HEREBY ORDERED that the findings and order in Decision No. 32325, as amended by Decision No. 32628 , in Cases Nos. 4086 and 4099, copies of which decisions are attached hereto and are by this reference made a part hereof, be and they are hereby adopted as the findings and order herein; and that Appendices "A" and "B" in and to the order in said Decision No. 32325, as amended, be and they are hereby adopted as Appendix "A" and "B", respectively, hereto.

IT IS HEREBY FURTHER ORDERED that, effective January 1, 1940, this order shall cancel and supersede Decisions Nos. 29891, 30482, 31220, 31224, 32325, and 32628, in Cases Nos. 4086 and 4099.

IT IS HEREBY FURTHER ORDERED that the Commission shall have

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The minimum rates and charges and the rules and regulations set forth in and provided by said Decision No. 32325 were originally scheduled to become effective December 8, 1939. The order was stayed, however, by the filing of petitions for rehearing by certain respondents. By Decision No. 32628 issued this day, said petitions for rehearing were denied and the effective date of the minimum rates and charges and rules and regulations was changed to January 1, 1940.

and it does hereby retain jurisdiction of these proceedings for the purpose of altering or amending the rates, charges, rules and regulations hereby established or prescribed, and for the purpose of establishing or approving such other just, reasonable and nondiscriminatory maximum or minimum or maximum and minimum rates, charges, classifications, rules and regulations to be charged, collected and observed by respondent common carriers, subject to the Public Utilities Act, radial highway common carriers and highway contract carriers, subject to the Highway Carriers' Act, and all carriers, subject to the City Carriers' Act, both for transportation service hereinabove described and for other transportation and accessorial services involved in these proceedings as may from time to time appear proper in the light of other or further evidence received herein and for the purpose of establishing and prescribing such rates as will provide an equality of transportation rates for the transportation of the articles and commodities here involved between all competing agencies of transportation.

This order shall become effective ten (10) days from the date hereof.

Dated at San Francisco, California, this 7th day of December, 1939.

Robert W. Johnson
Frank K. Nelson

Justus D. Cameron
Commissioners