

Decision No. 22986

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application )  
of J. A. CLARK DRAYING COMPANY, )  
LTD., a corporation, for Relief )  
from Observance of Minimum Rates ) Application No. 21087  
Established by Decision No. 29480 )  
as Modified by Decision No. 29592. )

BY THE COMMISSION:

FIRST SUPPLEMENTAL OPINION AND ORDER

Decision No. 29786 of May 24, 1937, in this proceeding, authorized J. A. Clark Draying Company, Ltd., a highway contract carrier, to transport iron and steel articles from the Torrance plant of the Columbia Steel Company to points not more than twenty miles distant therefrom at rates lower than the established minimum rates. This authority expires May 9, 1940. Indefinite extension thereof is sought by supplemental application filed March 26, 1940. It is alleged that applicant's operations and its costs of performing this service have not changed materially since the authority was granted, and that its operations have been and would be profitable under that authority and the sought extension thereof.

It appears that this is a matter in which a public hearing is not necessary and that an extension of the authority should be

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The authority was originally granted for an indefinite period. At that time the established minimum rates were those prescribed by Decision No. 29480, as amended, in Case No. 4088, Part "M". Thereafter, those rates were cancelled and superseded by the rates established by Decision No. 31606, as amended, in Case No. 4246. In the latter proceeding Section 11 authorities without definite expiration provisions were made subject to expiration on May 9, 1940.

granted. However, due to the possibility that the conditions under which the service is rendered may change materially, the extension will be limited to a period of one year.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that J. A. Clark Draying Company, Ltd., be and it is hereby authorized to charge, for the transportation described in Item No. 5 of Appendix "A" to Decision No. 29786 of May 24, 1937, in the above entitled application, rates less than those established by Decision No. 31606, as amended, in Case No. 4246, but not less than the rates set forth in Appendix "A" to said Decision No. 29786.

The authority herein granted shall expire May 9, 1941, unless cancelled, changed or extended by further order of the Commission.

This order shall become effective twenty (20) days from the date hereof.

Dated at San Francisco, California, this 2<sup>nd</sup> day of April, 1940.

Ray J. Rice  
Robert H. Miller  
Robert H. Miller  
John H. Miller  
Justin J. Calver  
Commissioners.