

Decision No. 33976

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 style of W. J. )  
Tannahill & Sons, for authority )  
to charge less than minimum )  
rates. )

ORIGINAL

Application No. 21909

BY THE COMMISSION:

SECOND SUPPLEMENTAL OPINION AND ORDER

By Decision No. 30960 of June 6, 1938, as amended, in the above entitled application, 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, were authorized to transport lumber and forest products within defined territory in and around the City of Vernon, under contract with the Owens-Parks Lumber Company, at rates lower than the established minimum rates. This authority was granted for a temporary period expiring May 9, 1940. By supplemental application filed April 30, 1940, indefinite extension of the authority is sought. It is alleged that the conditions under which this transportation is performed have not changed in any material respect since the authority was first granted and that applicants' operations under the authorized rates have been profitable.

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

further period of one year is justified, provided such authority be made subject to earlier cancellation, change or extension by appropriate order of the Commission should conditions warrant.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that the expiration date of the authority granted by Decision No. 30960 of June 6, 1938, as amended, in the above entitled application, be and it is hereby extended to May 9, 1941, subject to earlier cancellation, change or extension by appropriate order of the Commission.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 6<sup>th</sup> day of May, 1940.

Ray L. Riley  
Frank W. Miller  
Robert J. [unclear]  
[unclear]  
Justus J. Coe  
Commissioners.