

34962

Decision No. ~~34962~~

## BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of Petition of )  
 W. F. Dunn for Relief Under )  
 Section Eleven (11) of the )  
 Highway Carriers' Act and Sec- )  
 tion Ten (10) of the City Car- )  
 riers' Act from Minimum Rates )  
 presently effective for Trans- )  
 portation of Liquid Petroleum )  
 Products, Viz., Fuel Oil and )  
 Road Oil by Tank Truck Between )  
 points in the State of Cali- )  
 fornia. )

Application No. 23218

BY THE COMMISSION:

SECOND SUPPLEMENTAL OPINION AND ORDER

By Decision No. 32710 of January 9, 1940, as amended, in the above entitled application W. F. Dunn, a highway contract and city carrier, was authorized to transport petroleum fuel oil and petroleum road oil under contract with Tide Water Associated Oil Company between specified points situated within or in the vicinity of the City of Fresno at rates less than the established minimum rates. This authority expired January 9, 1942.

By supplemental application filed January 16, 1942, and as amended, a continuance of the authority is sought. It is alleged that while there has been some increase in operating expenses since the issuance of Decision No. 32710, supra, conditions surrounding this transportation have not materially changed. It is also alleged that, notwithstanding the increase in operating expenses, revenues which would be derived from the sought rates would be sufficient to permit profitable operations thereunder.

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Inasmuch as the authority previously granted to charge less than the established minimum rates has expired, the supplemental application, and as amended, will be considered as a request for reinstatement thereof.

It appears that this is a matter in which a public hearing is not necessary, and that applicant should be authorized again to observe the rates authorized by prior decisions herein. Due, however, to the possibility that conditions under which the service is rendered may change at any time, the authority will be limited to a one-year period.

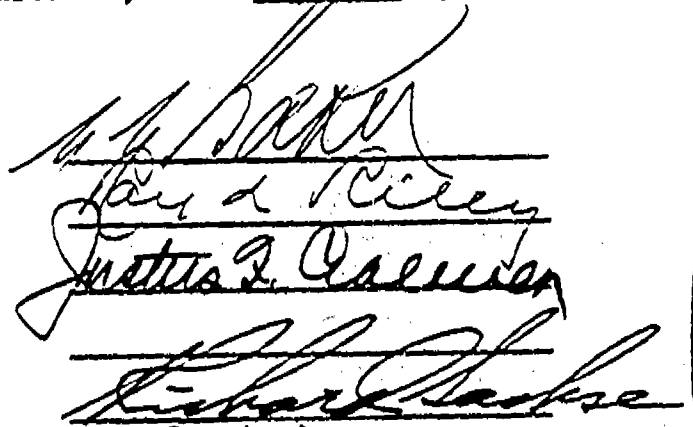
Therefore, good cause appearing,

IT IS HEREBY ORDERED that W. F. Dunn be and he is authorized to charge less than the established minimum rates for the transportation of petroleum fuel oil and petroleum road oil under contract with Tide Water Associated Oil Company, from Morris Station and Fresno Distributing Station to points within the City of Fresno or within a radius of five (5) actual highway miles of either of said points of origin, but not less than a rate of 15 cents per barrel of 42 gallons.

The authority herein granted shall expire one (1) year from the date hereof unless sooner changed, canceled or extended by appropriate order of the Commission.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 27<sup>th</sup> day of January, 1942.

  
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Commissioners