

Decision No. 35122

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of Ira P. Lamb, for permission to)
continue to charge less than)
minimum split delivery charges on)
grain, grain products and related)
commodities under Section 11,)
Chapter 223, Statutes of 1935, as)
amended.)

Application No. 23924

BY THE COMMISSION:

FIRST SUPPLEMENTAL OPINION AND ORDER

By Decision No. 33856 of January 28, 1941, in this proceeding, Ira P. Lamb, a highway contract carrier, was authorized to transport split pickup and split delivery shipments of grain, grain products and related articles for Sperry Flour Company at charges less than the established minimum charges. This authority expired February 1, 1942. By supplemental application filed March 7, 1942, as amended, reinstatement of this authority is sought. It is alleged that, with the exception of certain increases in operating costs, particularly wages, other conditions surrounding the transportation involved are substantially the same as obtained at the time the original authority was granted, and that the increased costs experienced do not impair applicant's ability to perform the service on a compensatory basis under the authority sought.

It appears that this is a matter in which a public hearing is not necessary and that the authority granted by Decision No. 33856, supra, should be reinstated. Because the conditions under which this service is being 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 Ira P. Lamb be and he is hereby authorized to assess and collect rates less than those established as minima by Decision No. 31606, as amended, in Case No. 4246 but not less than those provided in Appendix "A" to Decision No. 33856, of January 28, 1941, in this proceeding, which by this reference is made a part hereof, for the transportation of split pickup and split delivery shipments of grain, grain products and related articles as described in Items Nos. 652, 652½ and 653 series of Appendix "D" to said Decision No. 31606, as amended.

This authority shall expire one (1) year from the effective date of the order, unless sooner changed, cancelled or extended by appropriate order of the Commission.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 17th day of March, 1942.

Justin F. Casner
Ray L. Riley
Francis D. Havens

Commissioners