

Decision No. 35392

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of)
Ira P. Lamb, for permission to con-)
tinue to charge other than minimum)
rates on grain, grain products and)
related commodities.)

Application No. 21911

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BY THE COMMISSION:

FIFTH SUPPLEMENTAL OPINION AND ORDER

By Decision No. 30938 of May 31, 1938, as amended, in the above entitled application, Ira P. Lamb, a city and highway contract carrier, was authorized to transport grain, grain products and related commodities under contract with Sperry Flour Company at rates less than the established minimum rates. This authority is limited to specified areas in southern California. It will expire June 1, 1942. By supplemental application, filed May 7, 1942, applicant seeks authority to observe, for a further period of one year, rates less than those prescribed as minima but 15 per cent higher than the rates heretofore authorized in this proceeding.

Supplementing the showing heretofore made, it is now alleged that operations under the authorized rates have been profitable, that based on recent changes in operating conditions applicant's aggregate annual expense for the transportation in question will be approximately 15 per cent greater than that experienced during the past year, and that the proposed increased rates will enable applicant to continue to perform this service on a compensatory basis.

It appears that this is a matter in which a public hearing is not necessary and that an extension of the authority in question on the modified basis herein proposed is justified. Therefore, good cause appearing,

IT IS HEREBY ORDERED that Appendix "A" of Decision No. 30938 of May 31, 1938, as amended, in the above entitled application, be and it is hereby further amended by providing that charges for the transportation described in said Appendix "A" shall be not less than 115 per cent of the charges computed in accordance with the provisions of said Appendix "A" in effect prior to its amendment herein; and that as so amended the authority heretofore granted Ira P. Lamb in this proceeding be and it is hereby extended to June 1, 1943, unless sooner changed, cancelled or further extended by appropriate order of the Commission.

This order shall become effective June 1, 1942.

Dated at San Francisco, California, this 19th day of May, 1942.

Justus J. Cramer
Ray L. Riley

Richard Jackson

Commissioners