

Decision No. 35903.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the application)
of Cantlay & Tanzola, Inc., for) Application No. 24878
authority to charge less than)
minimum rates.)

ORIGINAL

BY THE COMMISSION:

SECOND SUPPLEMENTAL OPINION AND ORDER

Decision No. 35187 of March 31, 1942, as amended, in this proceeding, authorized Cantlay & Tanzola, Inc., a highway contract carrier, to transport petroleum crude oil in tank truck equipment from Capitan to Wadstrom for Shell Oil Company at a rate less than the minimum rate established for that transportation. This authority expired September 27, 1942. By supplemental application filed October 2, 1942, a 120-day extension of the authority is sought.¹

The interested shipper maintains storage facilities at both Capitan and Wadstrom. Conditions which had arisen in the national emergency made it necessary, in March of this year, that oil then in storage at Capitan be transferred to Wadstrom. Applicant was granted temporary authority to perform this service at a rate of 4½ cents per 100 pounds instead of at the established rate of 5½ cents upon a showing which demonstrated that the 4½-cent rate would be compensatory under the unusually favorable operating conditions which would surround the transportation. It is now alleged that it may again be necessary to perform like service

1. Inasmuch as the authority heretofore granted has expired applicant's request for extension of that authority will be considered as a request for its reinstatement.

under similar conditions.

It appears that this is a matter in which a public hearing is not necessary and that the authority in question should be reinstated. Therefore, good cause appearing,

IT IS HEREBY ORDERED that Cantlay & Tanzola, Inc., a corporation, be and it is hereby authorized to transport petroleum crude oil in tank truck equipment from Capitan to Wadstrom for Shell Oil Company at a rate less than that established by Decision No. 32608 of December 5, 1939, as amended, in Case No. 4246, but not less than $4\frac{1}{2}$ cents per 100 pounds, and that in all other respects the transportation involved shall be subject to the provisions of said Decision No. 32608, as amended.

IT IS HEREBY FURTHER ORDERED that the authority herein granted shall expire one hundred twenty (120) days from the effective date of this order, unless sooner canceled, changed or extended by appropriate order of the Commission.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 27th day of October, 1942.

Francis P. Havens
Richard L. Baker
Commissioners.