

Decision No. 36206

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of IRA P. LAMB for permission to charge other than minimum rates on grain, grain products and re- lated commodities.)))))	Application No. 21911
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In the Matter of the Application of IRA P. LAMB for permission to charge less than minimum split delivery charges on grain and grain products and related commodities under Section 11, Chapter 223, Statutes of 1935, as amended.)))))))	Application No. 23924
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BY THE COMMISSION:

SUPPLEMENTAL OPINION AND ORDER

These are proceedings involving Ira P. Lamb's rates for transporting grain, grain products and related articles for Sperry Flour Company. In Application No. 21911, Lamb has been authorized to observe rates lower than the established minimum rates for this transportation within specified areas in southern California; in Application No. 23924 he has been authorized to observe, on a state-wide basis, lower split pickup and delivery charges than those prescribed as minima (Decisions Nos. 30938 and 33856, respectively, as amended). The former authorization will expire June 1, 1943, and the latter, March 11, 1943. By supplemental application Lamb asks that these authorizations be combined and extended for an indefinite period.

Applicant represents that the increased operating costs he has experienced since the authorizations in question were first granted have been offset by the additional revenues derived from

the 15 per cent increase in his rates established in 1942. In regard to the proposed consolidation, he states that his operations are now confined to the southern California territory embraced by Application No. 21911 and that in this territory the basis of split delivery charges authorized in Application No. 23924 is used to determine the applicable aggregate charges.

It appears that this is a matter in which a public hearing is not necessary and that, in so far as the southern California operations are concerned, consolidation and extension of applicant's authorizations is justified. As it is possible, however, that the conditions under which this service is rendered may change at any time, this authority will be granted for a one-year period, and will be made subject to earlier cancellation, change or extension. In regard to the further authority sought herein, it is evident that under the changed conditions disclosed by applicant's showing he no longer requires such authority and it will accordingly be cancelled.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that Appendix "A" of Decision No. 30938 of May 31, 1938, as amended, in Application No. 21911 be and it is hereby further amended by substituting the following for paragraph (2) of Item No. 20:

"(2) Charges for all transportation services performed shall be computed at rates provided in Item No. 105 of Appendix "A" to Decision No. 30640 of February 14, 1938, in Case No. 4088, Part "F", subject to the rules and regulations otherwise provided therein, except that the charges for split delivery shipments shall be the charges applicable for transportation of single shipments of the same kind and quantity of property for the distance from point of origin to last point of destination, using the shortest constructive highway route via the several points of destination, plus an additional charge of 1 cent per 100 pounds, minimum 25 cents per delivery in excess of one. If all component parts of split delivery shipments are delivered to points taking the same rates within the corporate limits of a single incorporated city, the additional charges above stated shall be combined with the charges accruing under the rate applicable to points within such city. (See Note.)"

IT IS HEREBY FURTHER ORDERED that the authority granted Ira P. Lamb by Decision No. 30938 of May 31, 1938, as amended by previous decisions in Application No. 21911 and by the preceding ordering paragraph, be and it is hereby extended to March 11, 1944, unless sooner changed, canceled or further extended by appropriate order of the Commission.

IT IS HEREBY FURTHER ORDERED that the authority granted Ira P. Lamb by Decision No. 33856 of January 28, 1941, as amended, in Application No. 23924, be and it is hereby canceled.

This order shall become effective March 11, 1943.

Dated at San Francisco, California, this 9th day of March, 1943.

Francis D. Stuenkel
H. B. K.
Justus J. Casper
Richard H. Hays
George W. Brown

Commissioners