

Decision No. 36319

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Applica-)
tion of WALKUP DRAYAGE AND)
WAREHOUSE CO. for authority)
under Section 10 of the City)
Carriers' Act and Section 11)
of Highway Carriers' Act to)
perform transportation at a)
lesser rate than the establish-)
ed minimum rates.)

Application No. 24949

BY THE COMMISSION:

FIRST SUPPLEMENTAL OPINION AND ORDER

This is a proceeding involving the operation of routed delivery service for bakery goods. Applicant performs this service for National Biscuit Company and Loose-Wiles Biscuit Company. The bakery goods are shipped from San Francisco and Oakland and are delivered in those cities and at various points along designated routes extending to Willits, Calistoga, Suisun-Fairfield, Tracy and San Jose. Decision No. 35320 of May 5, 1942, authorized applicant to observe rates less than those established as minima for this transportation. This authority will expire May 5, 1943. By supplemental application, a one-year extension of the authority is sought.

It is pointed out that under the prescribed minimum rates separate weights for all deliveries are required to be ascertained. Observance of these rates, it is claimed, is not feasible in connection with the operations here in issue because of the expense and delay which would be involved in obtaining separate weights for the numerous deliveries made on each trip and because of clerical detail which would also be involved in assessing charges on the basis of these weights. Applicant represents that its operations under the authorized rates based upon the aggregate weight of the

deliveries made on each trip have been profitable.

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

IT IS HEREBY ORDERED that the authority granted Walkup Drayage and Warehouse Co. by Decision No. 35320 of May 5, 1942, in the above entitled application, be and it is hereby extended to May 5, 1944, unless sooner changed, canceled or further extended by appropriate order of the Commission.

This order shall become effective May 5, 1943.

Dated at San Francisco, California, this 27th day of April, 1943.

Francis R. Haven

Justice J. C. Quinn

Richard K. Lusk

W. M. Wilson

Commissioners