

Decision No. 37479

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Establishment of)
 maximum or minimum, or maximum and mini-)
 mum rates, rules and regulations of all)
 common carriers as defined in the Public)
 Utilities Act of the State of California,)
 as amended, and all highway carriers as)
 defined in Chapter 223, Statutes of 1935,)
 as amended, for the transportation, for)
 compensation or hire, of any and all)
 commodities.)

Case No. 4246

ORIGINAL

BY THE COMMISSION:

SUPPLEMENTAL OPINION AND ORDER

The Atchison, Topeka and Santa Fe Railway Company, Sacramento Northern Railway and Southern Pacific Company seek authority to extend their pickup and delivery limits at Pittsburg and to apply rates now applicable for transportation to and from Pittsburg to the added territory. The verified petition shows that a number of industries and merchants in the area proposed to be afforded pickup and delivery service have requested such service; that although this area is outside the corporate boundaries of Pittsburg it is contiguous to and an integral part thereof; and that, because the distance involved is negligible, only minor rate differences will result. Competing carriers have been notified and have offered no objections to the proposal.

It appears that this is a matter in which a public hearing is not necessary and that the petition should be granted. This action is not to be construed as a determination of the nature and extent of petitioners' operating authority. Operating rights are not here in issue.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that the petition of The Atchison, Topeka and Santa Fe Railway Company, Sacramento Northern Railway and Southern Pacific Company seeking authority to extend their pickup and delivery limits at Pittsburg be and it is hereby granted; that the aforesaid carriers be and they are hereby authorized to establish for the transportation involved rates less than the minimum rates prescribed by Decision No. 31606, as amended, in this proceeding, but not less than those prescribed for like transportation from and to Pittsburg; and that tariffs filed pursuant to this order may be made effective upon not less than three (3) days' notice to the Commission and the public.

The authority herein granted is void unless exercised within ninety (90) days from the effective date hereof.

This order shall become effective twenty (20) days from the date hereof.

Dated at San Francisco, California, this 21st day of November, 1944.

Justus J. Casper
Francis R. Haven
Francis J. O'Connell

Commissioners