

Decision No. 37635

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Establishment of)
maximum or minimum, or maximum and)
minimum 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.)

ORIGINAL

Case No. 4246

BY THE COMMISSION:

SUPPLEMENTAL OPINION AND ORDER

By petition, San Diego & Arizona Eastern Railway Company seeks authority to establish a pickup and delivery zone at San Ysidro, San Diego County, embracing an area within a radius of one mile from the post office as well as certain designated territory along the highway from San Ysidro to the California-Mexican border. It proposes to apply the San Ysidro rates throughout this zone. The verified petition shows that at the present time petitioner does not provide pickup and delivery service at San Ysidro; that it has been requested to establish this service; and that the rates proposed to be observed would generally be the same as those prescribed as minima by Decision No. 31606 (41 C.R.C. 671), as amended. In some cases the proposed rates would be somewhat lower and in others somewhat higher than the minimum rates. Competing common carriers have been notified of the filing of this petition and have offered no objection to its being granted.

It appears that this is a matter in which a public hearing is not necessary and that the granting of the authority sought is justified. This action is not to be construed as a determination of

the nature and extent of the petitioner's operating authority.

Operating rights are not here in issue.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that the petition of San Diego & Arizona Eastern Railway Company seeking authority to establish a pickup and delivery zone at San Ysidro, San Diego County, be and it is hereby granted; that the aforesaid carrier be and it is hereby authorized to establish, for transportation throughout the proposed zone, 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 San Ysidro.

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

Dated at San Francisco, California, this 23rd day of January, 1945.

Richard L. Sachs
Justice F. Calver
Wm. W. O'Byrne
James R. Russell
Harold C. Hudson
Commissioners