

Decision No. 38838

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
Ira P. Lamb for permission to charge ) Application No. 21911  
other than minimum rates on grain, )  
grain products and related commodities: )

SUPPLEMENTAL OPINION AND ORDER

This proceeding involves applicant's rates for the transportation of grain, grain products and related commodities for General Mills, Inc. - Sperry Division within specified territory in southern California. He has been authorized by Decision No. 30938 of May 31, 1938, as amended, to observe rates less than the minimum rates otherwise applicable to this transportation. This authority will expire May 11, 1946. An extension thereof for one year, upon a modified basis, is now sought.

Due to increased operating costs, applicant has been permitted since June 1, 1942, to charge rates not less than 115 per cent of those originally authorized in 1938. Verified pleadings on file indicate that the circumstances which justified deviating from the established minimum rates continue to prevail. However, in order to render the service on a profitable basis under present conditions, applicant now desires that the authorization be restricted to the observance of rates 23.8 per cent higher than those in effect in 1938. Current revenue and expense data of record in this proceeding disclose that this proposal is justified.

It appears that this is a matter in which a public hearing is not necessary and that the sought amendment and extension should be granted.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that Appendix "A" of Decision No. 30938 of May 31, 1938, as amended, in this proceeding, be and it is hereby further amended by substituting "123.8 per cent" for "115 per cent" in the fifth line of the order in Decision No. 35392 of May 19, 1942, and that as so amended, the authority heretofore granted Ira P. Lamb in this proceeding be and it is hereby extended to May 11, 1947, unless sooner changed, cancelled or further extended by appropriate order of this Commission.

This order shall become effective May 11, 1946.

Dated at San Francisco, California, this 9<sup>th</sup> day of April, 1946.

Harold C. Adams  
Justus F. Cramer  
Frank W. Gray  
Ira P. Lamb  
Harold P. Hule  
Commissioners