

Decision No. 39069

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

SUPPLEMENTAL OPINION AND ORDER

By petition filed June 1, 1946, Southern Pacific Company and Union Pacific Railroad Company, common carriers serving Ontario, seek authority to enlarge their pickup and delivery zones at that point and to extend their present rates to the additional territory.

The verified petition shows that the proposed area is contiguous to and actually a part of the community of Ontario; that petitioners desire to provide pickup and delivery service to certain industries located in that area at the rates applicable within the existing zones; that the area involved is within three miles of the city's corporate limits; and that there are no industries or persons similarly situated which are not now receiving comparable service under the Ontario rates. Competing carriers have been notified of the filing of the 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 petition should be granted.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that the aforesaid petition be and it is hereby granted; that petitioners 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 Ontario; and that tariffs filed pursuant to this order may be made effective on not less than five (5) days' notice to the Commission and to the public.

The authority granted shall be 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 11th day of June, 1946.

David C. Quinn
Justin F. Quinn
Joseph F. Quinn
Harriet K. Quinn
Commissioners