

Decision No. 39070

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation by the Commission upon its own motion into the rates, rules, regulations, charges, allowances, and practices of all common carriers, as defined in the Public Utilities Act of the State of California, highway carriers, as defined in Chapter 223, Statutes of 1935, of the State of California, as amended, and city carriers, as defined in Chapter 312, Statutes of 1935, of the State of California, as amended, relating to the transportation of property for hire within the State of California.

ORIGINAL

Case No. 4808

FIRST SUPPLEMENTAL OPINION AND ORDER

By petition Veryl Callison a comon carrier of specific commodities between Eureka and San Francisco seeks exemption from Decision No. 39004 in this proceeding in so far as it requires petitioner to increase his rates for the transportation of fish by 12 per cent.

The verified petition shows that fish accounted for 43.2 per cent of the weight and 60.2 per cent of the revenue of all commodities transported by petitioner during May, 1946; that rates for the transportation of this commodity are remunerative; that increased by 12 per cent such rates will exceed the value of the service and will, as to one of petitioner's principal shippers, almost certainly result in diversion of traffic to proprietary operation; and that petitioner believes that other substantial shippers would likewise resort to proprietary carriage in the belief that such action would be required to enable them to maintain their competitive relationship.

It appears that this is not a matter in which a public hearing is necessary and that the sought exemption is required if the traffic in issue is to be retained by for-hire carriers.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that Veryl Callison be and he is hereby authorized to deviate from the provisions of Decision No. 39004, in this proceeding in so far as they require him to maintain for the transportation of fresh, frozen and cured fish, crustaceans, fish livers and fish viscera, rates 12 per cent higher than those theretofore prescribed for such transportation by Decision No. 31606, as amended, in Case No. 4246.

In all other respects Decision No. 39004, in this proceeding, shall remain in full force and effect.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 11th day of June, 1946.

David C. Cullum
Justin F. Crallier

James H. Douglas
Harold P. Kula
Commissioners