

ORIGINALDecision No. 39391

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) Case No. 4246
 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.)

SUPPLEMENTAL OPINION AND ORDER

By petition filed August 22, 1946, The Atchison, Topeka & Santa Fe Railway Company, Sacramento Northern Railway Company, and Southern Pacific Company seek authority to enlarge their pickup and delivery zones at Pittsburg and to extend their Pittsburg rates to this additional territory.

The verified petition shows that the area involved is contiguous to and an integral part of the industrial development of Pittsburg; that it is within three miles of the corporate limits of that city; that there are a number of industries in the area involved which have requested pickup and delivery service; and that there are no industries or persons similarly situated in the territory adjacent to Pittsburg which are not now receiving comparable service under the Pittsburg rates. Competing common 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 Pittsburg; that tariffs filed pursuant to this authorization may be made effective on not less than five (5) days' notice to the Commission and to the public; and that the authority herein granted shall be void unless exercised within ninety (90) days from the effective date of this order.

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

Dated at San Francisco, California, this 10th day of September, 1946.

Harold J. Huls
Justice J. Calves
James C. ...
J. W. ...
A. F. ...
 Commissioners