

Decision No. 39415

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 com-)
 mon 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

The Atchison, Topeka and Santa Fe Railway Company, Southern Pacific Company and the Pacific Motor Trucking Company are common carriers serving Visalia. By joint petition, filed September 7, 1946, they seek authority to enlarge their pickup and delivery zones at that point and to extend their present rates to the additional territory.

It is shown by the verified petition that the area involved is contiguous to and actually a part of the community of Visalia; that it is situated within three miles of the corporate limits of that city; that certain industries located in the territory in question have requested pickup and delivery service; that petitioners desire to provide the same service and to charge the same rates as those now applicable within their existing zones; and that there are no industries or persons similarly situated which are not now receiving comparable service under the Visalia rates. Competing carriers have been notified of the filing of the decision 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 Visalia; 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 herein granted shall be void unless exercised within ninety (90) days of the effective date hereof.

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

Dated at San Francisco, California, this 17th day of September, 1946.

Harold Kels

Francis Dewey

J. P. Russell

R. F. Anderson

Commissioners