

ORIGINALDecision No. 40893

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation)
 into the rates, rules, regulations,)
 charges, allowances and practices of)
 all common carriers, highway carriers)
 and city carriers relating to the)
 transportation of property.)

Case No. 4808

SUPPLEMENTAL OPINION AND ORDER

Decision No. 40892, entered today in Application No. 20744, authorizes California rail lines and connecting highway and vessel carriers to increase their rates by 10 per cent, on not less than one day's notice to the Commission and the public. Under the alternative provisions of outstanding minimum rate orders, other common carriers have, to a limited extent, published rates corresponding with the rail rates and lower than the minimum rates which would otherwise have been established. The Truck Owners Association of California seeks authority for its highway common carrier members to make, on one day's notice, such adjustments in their rates as will be required by the adjustment of rail rates pursuant to Decision No. 40892.

Petitioner points out that the alternative rates were established to meet rail competition, that when the rail rates are changed the highway carrier rates should be adjusted accordingly, and that short notice permission is necessary in order to enable the highway carriers to establish such adjustments concurrently with the rail lines. To the extent that other common carriers maintain like competitive rates, they should be authorized to effect similar short notice adjustments. All common carriers will,

therefore, be authorized to make the necessary increases on not less than one day's notice.

A public hearing is not necessary.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that all common carriers maintaining rates below the minimum levels otherwise applicable under outstanding authorizations permitting the alternative use of rail rates be and they are hereby authorized to increase such rates, on not less than one (1) day's notice to the Commission and the public, to the extent required by the adjustment of rail rates pursuant to Decision No. 40892, issued today in Application No. 28744; and that all such common carriers be and they are hereby authorized to depart from the provisions of Tariff Circular No. 2, General Order No. 80, Section 24(a) of the Public Utilities Act and Article XII, Section 21 of the Constitution of the State of California, to the extent necessary to carry out the order herein.

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

Dated at San Francisco, California, this 12th day of November, 1947.

Lancelot Hule
Justus F. Baer
W. H. Fawcett
R. T. Dunning
 Commissioners