

ORIGINAL

Decision No. 42800

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
 W. M. MILES and PAT L. NOLET, a  
 partnership doing business as MILES  
 & SONS TRUCKING SERVICE, for authority  
 to charge less than minimum rates under  
 the provisions of the Highway Carriers'  
 Act.

Application No. 29141  
 (1st Supplemental)

FIRST SUPPLEMENTAL OPINION AND ORDER

Applicants transport cement for the Permanente Cement Company from Permanente to Redwood City. By Decision No. 41487 of April 20, 1948, in this proceeding, they have been authorized to observe a rate of  $3\frac{1}{2}$  cents per 100 pounds for this service in lieu of the minimum rate of  $3\frac{1}{2}$  cents per 100 pounds otherwise applicable. This authority expires May 10, 1949. A one-year extension is now sought.

The verified supplemental application shows that there has been no material change in the general conditions under which the transportation in question is performed; that operations under the authorized rate have been profitable notwithstanding some increases in operating costs; and that the continued application of this rate may reasonably be expected to result in profitable operations for the ensuing year.

It appears that this is a matter in which a public hearing is not necessary and that the granting of the sought extension is justified. The order will be made effective May 10, 1949, so that there will be no lapse in applicants' authority to deviate from the minimum rate.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that the expiration date of the authority granted by Decision No. 41487 of April 20, 1948, in this proceeding, be and it is hereby extended to May 10, 1950, unless sooner changed or further extended by order of the Commission.

This order shall become effective May 10, 1949.

Dated at Los Angeles, California, this 26<sup>th</sup> day of April, 1949.

R. 3. Zimmerman  
Justus F. Cramer  
Harold F. Kils  
Samuel P. Potter  
Commissioners