

ORIGINAL

Decision No. 44125

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

Felix Marsh, doing business as Felix Marsh Transfer, holds city and radial highway common carrier permits issued by the Commission. By petition filed April 12, 1950, he seeks exemption from the established minimum rates for the transportation of parcels under the radial permit between Salinas and points within a 5-mile radius of the center of that city. Minimum rates are not applicable to city carrier parcel operations in Salinas.

The service involved is the delivery of parcels weighing 50 pounds or less to residential areas in unincorporated territory contiguous to the city. Petitioner alleges that the movements will be for short distances, will consist of small parcels, and will require rates related to intracity parcel rates.

It appears that petitioner's operations are substantially different from those for which the established minimum rates were primarily designed, and that they are surrounded by conditions similar to those prevailing elsewhere in connection with parcel delivery service under exemptions from the prescribed minimum rates limited to shipments weighing 100 pounds or less (Finding 14(c) of Decision No. 31606, 41 C.R.C. 671 (1938), as amended). A similar exemption appears justified here. A public hearing is not necessary.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that Decision No. 31606, as amended, in Case No. 4246, be and it is hereby further amended by adding Felix Marsh, doing business as Felix Marsh Transfer, to the list of carriers contained in paragraph (c) of Finding No. 14 thereof, but restricted to the transportation of parcels or packages each weighing 50 pounds or less and to operations between points located within a radius of 5 miles of the intersection of Monterey and Alisal Streets in the City of Salinas.

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

Dated at San Francisco, California, this 2nd day of May, 1950.

A. J. Anderson

James P. Quinn

Harold A. Kule

Penelope Patten
Commissioners

Commissioner Justus F. Craemer, being necessarily absent, did not participate in the disposition of this proceeding.