

Decision No. 44962

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
JOHN T. LANE for an order granting)	
permission to charge less than the)	Application No. 28709
minimum rates on shipments trans-)	(Fourth Supplemental)
ported for The Coca-Cola Company.)	

FIFTH SUPPLEMENTAL OPINION AND ORDER

ORIGINAL

Applicant holds a highway contract carrier permit. He transports syrup and empty syrup containers for The Coca-Cola Company between San Francisco and twenty-three points in northern and central California. Decision No. 40914 of November 12, 1947, as amended, in this proceeding, authorized the observance of rates lower than the minimum rates otherwise applicable to this traffic. This authority is scheduled to expire December 2, 1950. Permission thereafter to charge less than the established minimum rates for a one-year period is now sought. Applicant also proposes that the authority be broadened to include operations between San Francisco and Burlingame and Palo Alto and that the additional split delivery charges and the rates for return of empty containers be increased by 20 percent.

The verified supplemental application shows that the general conditions surrounding the transportation in question which justified deviation from the minimum rates still obtain; that past operations have been profitable; that proposed operations between San Francisco and Burlingame and Palo Alto are similar to the operations now being conducted; that recent advances in costs require

the proposed increases in the authorized rates; and that as so amended profitable operations under these rates may reasonably be expected during the ensuing year.

Interested parties have been notified of the proposed modification and extension of applicant's authority. No objection has been offered.

It appears that this is a matter in which a public hearing is not necessary. The sought revisions in and extension of applicant's authority have been justified and will be granted.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that the authority granted by Decision No. 40914 of November 2, 1947, as amended, in this proceeding, be and it is hereby further amended by substituting the following for the first ordering paragraph of said Decision No. 40914:

"IT IS HEREBY ORDERED that John T. Lane be and he is hereby authorized to transport syrup for The Coca-Cola Company from San Francisco to San Rafael, Petaluma, Willits, Eureka, Santa Rosa, Vallejo, Napa, Sacramento, Oakland, San Mateo, San Jose, Salinas, Monterey, Watsonville, Santa Cruz, Stockton, Modesto, Merced, Fresno, Visalia, Hayward, Pittsburg, Marysville, Burlingame and Palo Alto and empty syrup barrels from the above-listed points to San Francisco, for The Coca-Cola Company, at rates lower than the minimum rates for such transportation but not lower than the minimum rates for like transportation in effect on August 31, 1947, except that additional split delivery charges and rates for the return of empty containers shall be 20 percent higher than the like charges and rates in effect on August 31, 1947."

IT IS HEREBY FURTHER ORDERED that the expiration date of the authority granted by the aforesaid Decision No. 40914, as further amended by this order, be and it is hereby extended to December 2, 1951, unless sooner changed or further extended by the Commission.

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

Dated at San Francisco, California, this 30th day of October, 1950.

R. Z. [Signature]
James J. Calver
Walter [Signature]
Harold H. Kula
[Signature]
Commissioners