

Decision No. 45064

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

Appearances

Frank M. Chandler, for Truck Owners Association
of California and Motor Truck Association of
Southern California.

Russel Bevans, for Draymens Association of
San Francisco.

Daniel H. Baker, for Draymens Association of
Alameda County.

SUPPLEMENTAL OPINION

In Highway Carriers' Tariff No. 2 the Commission has set forth minimum ratings and rates it has established for the transportation of canned meats by common and highway carriers. Various shippers and carriers of canned chicken and canned turkey having asked the Transportation Department whether the canned meat ratings and rates are applicable to canned poultry, a public hearing was scheduled for the receipt of evidence thereon. This action was taken so that the matter might receive the Commission's formal consideration. Upon due notice to interested parties, the hearing was had at San Francisco on November 14, 1950, before Examiner Mulgrew.¹

A rate expert from the Department's staff testified that he had made an investigation and study of the ratings and rates involved. He said that in the trade canned chicken, canned turkey and other canned poultry items were known as "canned meats," that "canned poultry"

¹ At this hearing evidence was also received relative to a petition seeking a reduced classification rating for dry cell batteries. The petitioner seeking this adjustment has requested that an Examiner's Proposed Report be issued. This matter will not be further discussed herein.

was not a trade designation, and that those dealing with canned meats consider that canned chicken, canned turkey and other canned poultry items are canned meats. He said that he knew of no instance in which meat ratings and rates had not been applied to shipments of canned poultry.

The rate witness testified further that the transportation characteristics of canned poultry are similar to those of other canned meats. He explained that in density and value the poultry items are within the range of general canned meat densities and values and that they are similarly packaged. Canned poultry, he said, is competitive with other meats. He concluded that canned meat ratings and rates are applicable to canned poultry and that there is no need for clarification or revision of the ratings and rates involved.

Carrier representatives participated in the examination of the Department's witness. No other evidence was offered. No one disagreed with the witness's testimony or with his conclusions.

The facts and circumstances of record disclose, and we are, therefore, of the opinion and hereby find, that ratings and rates for the transportation of canned meats are applicable to the transportation of canned poultry and that no clarification or revision of such ratings or rates is desirable or necessary.

In view of the foregoing findings, no order is necessary.

Dated at San Francisco, California, this 28th day of November, 1950.

Q. F. Dunning
JUSTIN F. GARNER
DEPT. COMMERCE
Harold F. Hule
Herbert H. Potter
Commissioners