

**ORIGINAL**

Decision No. 45987

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
W. A. Baxter, for Relief under Section )  
11 of the Highway Carriers' Act, )  
Chapter 223, Statutes of 1935 of the )  
State of California, as amended, and )  
Under Section 10 of the City Carriers' )  
Act, Chapter 312, Statutes of 1935, of )  
the State of California, as amended. )

Application No. 24903  
(Ninth Supplemental)

NINTH SUPPLEMENTAL OPINION AND ORDER

Applicant transports construction and maintenance material for Pacific Electric Railway Company in the Counties of Los Angeles, Orange, Riverside and San Bernardino. Prior orders in this proceeding have authorized the observance of rates for this transportation which deviate from the established minimum rates otherwise applicable. The authority is scheduled to expire August 21, 1951. Permission thereafter to continue to deviate from the established minimum rates and to observe the previously authorized rates for a further one-year period is now sought.

The verified supplemental application shows that in general the conditions surrounding the transportation in question which justified deviation from the rates still obtain; that operations under the authorized rates have been profitable during the past year; and that the continued application of these rates may reasonably be expected to result in profitable operations during the ensuing year.

It appears that this is a matter in which a public hearing is not necessary and that the sought extension of applicant's authority is justified and should be granted.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that the expiration date of the authority granted W. A. Baxter by Decision No. 35554 of July 7, 1942, as amended, in this proceeding, be and it is hereby extended to August 21, 1952, unless sooner changed or further extended by order of the Commission.

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

Dated at San Francisco, California, this 24<sup>th</sup> day of July, 1951

A. F. Friedman  
Justus J. Cressman  
Harold A. Kilds  
James H. Hottel  
John L. Marshall  
Commissioners