

ORIGINALDecision No. 47075

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
W. W. Miles and Pat L. Nolet, a)	
partnership doing business as Miles)	
& Sons Trucking Service, for author-)	Application No. 29141
ity to charge less than minimum rates)	(4th Supplemental)
under the provisions of the Highway)	
Carriers' Act.)	

FOURTH SUPPLEMENTAL OPINION AND ORDER

Applicants have been authorized to deviate from the established minimum rates in connection with the transportation of cement for the Permanente Cement Company from Permanente to Redwood City. The authority is scheduled to expire May 10, 1952. Permission is now sought to continue to observe the presently authorized rate for a further one-year period.

The verified supplemental application alleges that in general the unusually favorable conditions surrounding the transportation in question which justified deviation from the minimum rates still obtain; and that, based on experience under the authorized rate, its continued application may reasonably be expected to result in profitable operations.

There is on file with the Commission in Case No. 4808 a petition of The Truck Owners Association of California seeking a general increase of 15 percent in the northern California minimum rates for the transportation of cement. Therein it is alleged that the proposed increase is urgently needed because higher costs and other circumstances and conditions have had an adverse effect on the carriers' revenues. The matter is being held in abeyance at petitioner's request. Upon advice of petitioner's readiness to proceed a public hearing will be scheduled.

In the circumstances, applicants' allegations and their supporting representations are not fully persuasive that the sought one-year extension of the present rate should be granted without further investigation. Meanwhile, continuation of the present basis for a sixty-day period beyond the present expiration date will be authorized. To prevent a lapse of applicants' authority, the order will be made effective May 10, 1952.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that the expiration date of the authority granted by Decision No. 41487 of April 20, 1948, as amended, in this proceeding, be and it is hereby extended to July 9, 1952, unless sooner changed or further extended by order of the Commission.

This order shall become effective May 10, 1952.

Dated at San Francisco, California, this 29th day of April, 1952.

[Signature]
 President

[Signature]

[Signature]

[Signature]

Commissioners

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