

ORIGINAL

Decision No. 47286

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)	Application No. 29141
authority to charge less than)	(4th and 5th Supplemental)
minimum rates under the provisions)	
of the Highway Carriers' Act.)	

FIFTH SUPPLEMENTAL OPINION AND ORDER

Applicants transport cement in bulk for the Permanente Cement Company from Permanente to the Port of Redwood City. Prior orders in this proceeding have authorized them to observe a rate of 3-1/4 cents per 100 pounds in lieu of the minimum rate of 5 cents otherwise applicable. This authority was scheduled to expire May 10, 1952. Applicants requested that it be continued for a further one-year period. A sixty-day extension to July 9, 1952, was granted by Decision No. 47075 of April 29, 1952, pending further investigation. This decision pointed out that a general increase of 15 percent in the northern California minimum rates for the transportation of cement was proposed in a petition filed by the Truck Owners Association of California and that the petition alleged that higher operating costs and other circumstances and conditions having an adverse effect on the carriers' revenues made the sought increase urgently necessary.

Subsequently, applicants proposed that the authority to deviate from the minimum rates be modified by increasing the 3-1/4 cent rate to 3-3/4 cents, an increase of 15 percent. They assert that they have ascertained that the proposed increase in the authorized rate will offset higher wages and other increased operating costs, and that the proposed 3-3/4 cent rate may reasonably be expected to result in profitable operations for the ensuing year.

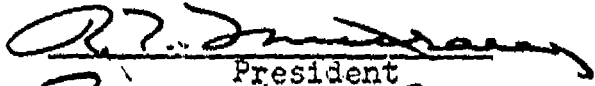




Under the circumstances, it appears that this is a matter in which a public hearing is not necessary and that the sought modification and extension of applicants' authority is justified and should be granted.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that Decision No. 41487 of April 20, 1948, as amended, in this proceeding, be and it is hereby further amended by substituting in the ordering paragraph thereof "but not less than three and three-quarters (3-3/4) cents per 100 pounds" for "but not less than three and one-quarter (3-1/4) cents per 100 pounds"; and that the expiration date of the authority granted by said Decision No. 41487, as further amended herein, be and it is hereby extended to July 9, 1953, unless sooner changed or further extended by order of the Commission.

This order shall become effective July 9, 1952.

Dated at San Francisco, California, this 17th day of June, 1952.


President




Commissioners