Decision No. 47414

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BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application) of Merchants Express Corporation,) a corporation, for authority to) establish joint rates with Walter) F. Peters and Myron D. Peters, a) partnership, doing business as) Peters Truck Lines.

Application No. 33443

OPINION AND ORDER

Applicants are highway common carriers of general commodities. Merchants Express Corporation operates in the territory generally bounded by Healdsburg, Calistoga, Redding, Sacramento, Stockton, Livermore and San Jose. The operations of Peters Truck Lines are between San Francisco, East Bay points and Sacramento, on the one hand, and points in northern California from Castella to the Oregon State Line, on the other hand.

In Application No. 32735 applicants sought and were granted authority to establish joint rates between the points they then served. Joint rates were not proposed nor established from or to San Francisco, East Bay points and Sacramento. Peters' local rates cover this transportation. Subsequently, both applicants were authorized to serve additional points in the same general areas. They now seek authority to establish, on five days' notice to the Commission and the public, joint rates between the points covered by their additional operating authority.

The rates proposed to be established are the same as the minimum class rates named in Highway Carriers' Tariff No. 2, except that rates equivalent to the 5th class through Class E

reasonable levels and would enable them to provide expeditious

It appears that the establishment of joint rates as proposed is not adverse to the public interest and is justified. The application will be granted. A public hearing is not

necessary.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that applicants be and they are hereby authorized to establish the joint through highway common carrier rates proposed in the above-entitled application, as amended, on not less than five (5) days' notice to the Commission and the public; and to depart from the provisions of Article XII, Section 21, of the Constitution of the State of California and Section 460 of the Public Utilities Code to the extent necessary to establish the rates authorized herein.

IT IS HEREBY FURTHER ORDERED that the authority herein granted shall expire unless the rates authorized herein are

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made effective within sixty (60) days after the effective date of this order.

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

Dated at San Francisco, California, this 302 day of June, 1952.

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Commissioners