

Decision No: 47639

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 STERLING TRANSIT COMPANY, INC., a)
 corporation, for authority to establish)
 joint rates with VERYL CALLISON, an)
 individual, doing business as CALLISON)
 TRUCK LINES, DELTA LINES, INC., a cor-)
 poration, C. L. DICKMAN, an individual)
 doing business as DICKMAN OVERNITE CAR)
 SERVICE, HIGHWAY TRANSPORT, INC., a)
 corporation, C. S. McLENEGAN and HAROLD)
 M. HAYS, copartners doing business as)
 INTERCITY TRANSPORT LINES, INTER-URBAN)
 EXPRESS CORP., a corporation, WALTER J.)
 JOHNSON and ROSE A. JOHNSON, copartners)
 doing business as JOHNSON TRUCK LINES,)
 MERCHANTS EXPRESS CORPORATION, a cor-)
 poration, J. R. NIELSEN FREIGHT LINES,)
 OREGON NEVADA CALIFORNIA FAST FREIGHT,)
 a corporation, PENINSULA MOTOR EXPRESS,)
 a corporation, A. W. WAY, an individual)
 doing business as WAY'S REDWOOD EMPIRE)
 FREIGHT LINES, WILLIG FREIGHT LINES, a)
 corporation, SOUTHERN CALIFORNIA FREIGHT)
 LINES, a corporation, VICTORVILLE-BARSTOW)
 TRUCK LINE, a corporation, and WESTERN)
 TRUCK LINES, LTD., a corporation.)

Application No. 32948

ORDER DENYING EXTENSION OF TIME

Decision No. 46603 of January 3, 1952, in this proceeding, granted applicants authority to establish joint rates. The decision required that tariffs be filed not later than March 23, 1952. Tariff filings were made establishing rates between certain of the points involved. Pursuant to petitions filed March 18 and May 15, 1952, two extensions amounting to 150 days were granted to allow the filing of rates to the remaining points. By petition filed August 19, 1952, a further extension for an indefinite time is now sought.

Petitioners point out that by Application No. 33658 filed August 14, 1952, authority to establish joint rates is sought by a total of 35 carriers, most of which are involved in this proceeding.

The points involved in that application include the points to which the applicants herein have not yet completed the tariff filings in this proceeding. Petitioners state that if the Commission grants the authority sought in Application No. 33658 they now contemplate establishing in a single filing both the joint rates sought in that application and those involved in the instant one. Such a procedure, they allege, would minimize the cost of tariff publication.

Petitioners have made no convincing showing why tariffs could not have been filed within the authorized time nor why the authority now sought is necessary. About eight months have elapsed since the authority to establish the rates was granted upon applicants' representation that there was a need therefor. After several extensions, the time for filing tariffs has expired. The application will be denied.

If petitioners will make convincing representations that they are ready to proceed to make the tariff filing with dispatch, the Commission will give consideration to granting a limited further extension.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that the petition filed August 19, 1952, by applicants in this proceeding for a further extension of time within which to file required tariffs, be and it is hereby denied.

Dated at San Francisco, California, this 14th day of August, 1952.

President
Justin J. Casner

Harold P. Kuhl

Herbert H. Potter
John A. Mitchell
Commissioners