

Decision No. _____

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)	
of W. M. Wright, doing business)	
as WRIGHT TRUCKING CO., and BEN)	
TYRRELL, doing business as TYRRELL)	Application No. 34515
TRANSPORTATION CO., for authority)	
to charge less than minimum rates -)	
potatoes and onions.)	

OPINION AND ORDER

Applicants hold radial highway common carrier and highway contract carrier permits. By this application, as amended, they seek authority to deviate from the established minimum rates named in Highway Carriers' Tariff No. 8 for the transportation of potatoes and onions in sacks and crates from packing sheds within 30 miles of Stockton to rail cars and connecting truck lines for loading. This transportation is performed for certain named shippers during the period July to November.¹

The proposed rates are to be subject to a minimum weight of 36,000 pounds and to apply to distances up to 30 miles.² They range from 46 to 70 percent of the applicable minimum rates subject to a minimum weight of 24,000 pounds.

Applicants state that the potatoes are shipped in 100-pound sacks and 110-pound crates, and the onions are shipped in 50-pound sacks and 100-pound crates. They propose to charge rates two cents per 100 pounds higher for shipments in the 50-pound sacks than the rates for shipments in the 100-pound sacks and crates and 110-pound crates, due to the additional handling and cost involved.

Applicants state that the shipping season for these commodities begins August 1 and request that the proposed rates be made effective on that date.

The verified application alleges that the present rates are unreasonably high for this service and that operations under the

¹The shippers involved are listed in Appendix "A" hereof.

²The proposed rates are set forth in Appendix "A" hereof.

proposed rates will be profitable. It further states that the transportation involved accounts for approximately 40 percent of applicants' business, and that if the sought relief is not granted, this transportation will be lost to proprietary operations.

Competing carriers, and other interested parties have been notified of the filing of the application. No objection has been offered to its being granted.

In the circumstances it appears that this is a matter in which a public hearing is not necessary and that the proposed rates are reasonable. Because the conditions under which the proposed service is rendered may change at any time, the authority will be limited to a one-year period. Since the shipping season for these commodities begins August 1, the order herein will be made effective on that date.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that W. M. Wright, doing business as Wright Trucking Co., and Ben Tyrrell, doing business as Tyrrell Transportation Co., be and each of them is hereby authorized to assess rates less than the applicable minimum rates set forth in Highway Carriers' Tariff No. 8 (Appendix "C" to Decision No. 33977 as amended) but not less than those set forth in Appendix "A" attached hereto and by this reference made a part hereof for the shippers and transportation named therein.

Appendix "A" to Decision No. 48858

Authorized rates for the transportation of potatoes and onions in sacks and crates from packing sheds to rail cars and connecting truck lines for loading. These rates apply only on shipments having points of origin and destinations within 30 miles of or in Stockton.

Minimum Truckload Weight 36,000 Pounds

Constructive Miles		Potatoes and or Onions in 100-pound sacks or crates or 110-pound crates (Cents per 100 lbs.)	Onions in 50-pound sacks (Cents per 100 lbs.)
Over	Not Over		
0	- 5	7	9
5	- 10	9	11
10	- 20	10	12
20	- 25	11	13
25	- 30	12	14

The authority herein granted to W. M. Wright, doing business as Wright Trucking Co., is limited to shipments transported for the following shippers:

W. E. McGillvary Co.
Boyd Unruh
R. W. Winter Co.
Mort Brown Potato & Onion Distributing Co.
Risso Nelson
McDonald Island Farms
Zukerman Farms Co.
Ben Vogel & Sons
Powell Ranch Co.

The authority herein granted to Ben Tyrrell, doing business as Tyrrell Transportation Co., is limited to shipments transported for the following shippers:

F. J. Campodonico
Ritter & Price Co.
B. W. Ferguson
John R. Hansen Co.
Leon Hersh
W. J. Flynn
Sam Lee
Wong Jean
Toy Nam
Rudy Stepich
George Shima

END OF APPENDIX

A. 34515 eo

IT IS HEREBY FURTHER ORDERED that the authority herein granted shall expire one (1) year after the effective date of this order, unless sooner canceled, changed or extended by order of the Commission.

This order shall become effective August 1, 1953.

Dated at San Francisco, California, this 21st day of July, 1953.

President

Commissioners