

ORIGINAL

Decision No. 49790

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
J. P. Nielsen, an individual, doing)
business as Nielsen Freight Lines,)
for authority to establish joint)
rates with Peninsula Motor Express,)
a corporation, and John V. Gibson,)
an individual, doing business as)
Gibson Truck Line.)

Application No. 35221

OPINION AND ORDER

Applicants are highway common carriers of general commodities. Nielsen Freight Lines operates between the San Francisco Bay area and points between Novato and Santa Rosa. Peninsula Motor Express operates between the San Francisco Bay area and San Jose. Gibson Truck Line provides service between Santa Rosa and Willits. By this application authority is sought to establish through service, through routes and joint rates between points on applicants' lines. Authority is also sought to depart from the long and short haul provisions of the Constitution and of the Public Utilities Code to the extent necessary to establish the joint rates. In addition applicants request that they be permitted to make the sought rates effective on five days' notice. Freight would be interchanged at San Francisco and Santa Rosa.

The proposed rates are on the same level as the minimum rates named in Highway Carriers' Tariff No. 2. Service over applicants' lines between the points involved is now subject to combinations of their local rates. These combination rates are higher than those proposed. Applicants represent that it will be advantageous to the public to be able to make through shipments over their lines under

the proposed joint rates. They point out that the sought departures from the long and short haul provisions involved are not great.

Competing carriers have been notified of the filing of the application. No objections have been received.

It appears that the establishment of through service, through routes and joint rates, as proposed, is not adverse to the public interest and should be authorized. A public hearing is not necessary.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that applicants be and they are hereby authorized to establish on not less than five days' notice to the Commission and the public the through service, through routes and joint rates proposed in the above-entitled application 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 authorized rates are made effective within sixty days after the effective date of this order.

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

Dated at San Francisco, California, this 16th day of March, 1954.

R. F. [Signature]
President
Justin J. [Signature]
Benjamin [Signature]
Ed [Signature]
Gene [Signature]
Commissioners