

**ORIGINAL**

Decision No. 50205

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of John T. Chalke, an individual, for authority to depart from the rates, rules and regulations of City Carriers' Tariff No. 4, Highway Carriers' Tariff No. 5, Highway Carriers' Tariff No. 2 and Highway Carriers' Tariff No. 8, under the provisions of Division 2, Chapter 1, Article 6 by the Public Utilities Code of the State of California. )

) Application No. 34192  
) (First Supplemental)

FIRST SUPPLEMENTAL OPINION AND ORDER

John T. Chalke transports groceries and related articles for the Great Atlantic & Pacific Tea Company from that company's Los Angeles warehouse to its retail stores in southern California. By Decision No. 48863 of July 21, 1953, in this proceeding, he was authorized to deviate from the established minimum rates by classifying shipments on a fixed percentage basis in lieu of on the actual classification and by observing other designated special bases for related services. The authority expired June 25, 1954. Applicant proposes to revise the percentage basis and with this revision seeks to continue the authority.

The supplemental application shows that in general the conditions surrounding the transportation in question which justified deviation from the minimum rates still obtain. The proposed revision of the percentages is designed to reflect the current classification mixture. The application further shows that with the proposed changes the operation may reasonably be expected to be profitable during the ensuing year.

In the circumstances it appears that this is a matter in which a public hearing is not necessary and that reinstatement of applicant's authority is justified and should be granted. Because the conditions under which the service is performed may change at any time, the reinstatement will be limited to a one-year period. So that applicant's authority will not be inoperative for any appreciable length of time, the order herein will be made effective immediately.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that Appendix "A" of Decision No. 48863 of July 21, 1953, in this proceeding, be and it is hereby amended by substituting the following for Items 1(a) and 2 thereof:

Item 1(a) Shipments Subject to a Minimum  
Weight of 20,000 Pounds

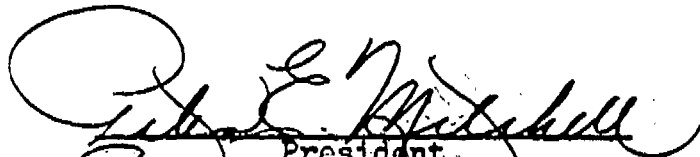
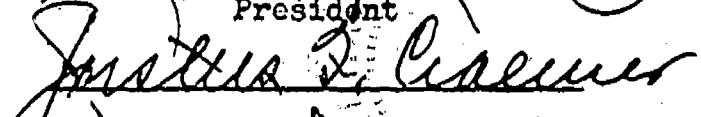
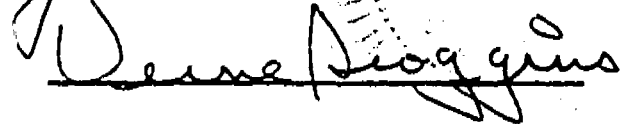
<u>Percent of Total Weight of Shipments</u>	<u>Rate As</u>
.041	150% of 1st Class
.130	110% of 1st Class
6.298	1st Class
11.848	2nd Class
6.734	3rd Class
73.808	4th Class
1.141	90% of 4th Class

Item 2. The carrier is authorized to assess and collect charges for the transportation of property classified in accordance with the provisions of Item 1 above on the basis of composite rates, representing the percentage distributions shown therein.

IT IS HEREBY FURTHER ORDERED that the authority granted by said Decision No. 48863, as amended herein, be and it is hereby reinstated and that this authority, as amended, shall expire June 25, 1955, unless sooner changed or further extended by order of the Commission.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 19<sup>th</sup> day of June, 1954.

  
President  
  


\_\_\_\_\_  
Commissioners