

Decision No. 50312

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation into )  
the rates, rules, regulations, charges, )  
allowances and practices of all common )  
carriers, highway carriers and city )  
carriers relating to the transportation )  
of property in the City and County of )  
San Francisco and the Counties of )  
Alameda, Contra Costa, Marin, Monterey, )  
Napa, Santa Clara, San Mateo, Santa Cruz, )  
San Benito, Solano and Sonoma. )

Case No. 5441  
(Petition No. 10)

SUPPLEMENTAL OPINION AND ORDER

Minimum rates, rules and regulations for the transportation of property within and between the Cities of Oakland, Alameda, Albany, Berkeley, Emeryville and Piedmont are set forth in City Carriers' Tariff No. 2-A - Highway Carriers' Tariff No. 1-A (Appendix "A" to Decision No. 41362 as amended). Item No. 900 of the tariff provides commodity rates for the transportation of vegetable oils and oil products from Berkeley to the other cities. The Draymen's Association of Alameda County and the Pacific Motor Tariff Bureau seek amendment of that item by establishing a minimum of 3,500 tons per year.

Petitioners point out that the tariff item involved formerly also named a rate applicable only within Berkeley and subject to the 3,500-ton minimum. They allege that this minimum was originally intended to apply to the entire item and that its non-application to the present rates did not come to their attention until the Berkeley rate was canceled recently and the minimum dropped from the tariff. Petitioners also allege that the rates in question are similar to other rates in the tariff subject to minimum tonnages and should likewise be so restricted.

Interested parties have been notified of the filing of the petition. No objection to its being granted has been offered.

In the circumstances, it appears that this is a matter in which a public hearing is not necessary and that the proposed tariff change is justified.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that City Carriers' Tariff No. 2-A - Highway Carriers' Tariff No. 1-A (Appendix "A" of Decision No. 41362 as amended) be and it is hereby further amended by incorporating therein to become effective September 1, 1954, Fourth Revised Page 37 Cancels Third Revised Page 37, which page is attached hereto and by this reference made a part hereof.

IT IS HEREBY FURTHER ORDERED that tariff publications to be made by common carriers pursuant to this order may be made effective not later than September 1, 1954, and on not less than five days' notice to the Commission and to the public.

In all other respects said Decision No. 41362, as amended, shall remain in full force and effect.

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

Dated at Los Angeles, California, this 27<sup>th</sup> day of July, 1954.

Robert E. Mitchell  
President  
Arthur J. Carlson  
Kenneth F. Fottor  
Gene Higgins

Commissioners

SECTION 3 - COMMODITY RATES (Continued)  
In cents per 100 pounds, except as noted

Item No.	COMMODITY	RATE	
890-C Cancels 890-B	CASTINGS, Iron or Steel. (See Note) City Deliveries. Minimum 1500 tons per year, subject to Item No. 180 series. NOTE.--Rates will also apply on Foundry Patterns, gross weight of which does not exceed 10% of gross weight of total shipment.		
	BETWEEN	AND	
	All Zones in Alameda, Albany, Berkeley, Emeryville, Oakland	All Zones in Alameda, Albany, Berkeley, Emeryville, Oakland	
	SHIPMENTS WEIGHING		
	Over 2,000 pounds and under-----		(1) 31
	" 2,000 pounds but not over 4,000 pounds-----		27
" 4,000 " " " 6,000 " -----		23	
" 6,000 " -----		10½	
(1) Minimum charge 93 cents per shipment.			
*900-C Cancels 900-B	OILS, VEGETABLE, and OIL PRODUCTS, viz.: Butter Substitutes, Salad Oil, Mayonnaise, Vegetable Meal, Shortening, Vegetable Oil. Salad Dressing, Minimum charge 93 cents per shipment. Inhaul, Shipping and City Delivery.  ♦ Minimum 3500 tons per year, subject to Item 180 series.		
	FROM	TO	
	Berkeley - ALL ZONES	Alameda - ALL ZONES Emeryville Oakland-west of 9th Avenue	14
	Berkeley - ALL ZONES	Piedmont Oakland-east of 9th Avenue	19

\* Change )  
◇ Increase) Decision No. 50342

EFFECTIVE SEPTEMBER 1, 1954

Issued by the Public Utilities Commission of the State of California,  
San Francisco, California.

Correction No. 149