

Decision No. 51791

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 Evelyn O. Simmonds, doing business)
 as WEST BERKELEY EXPRESS AND DRAYING)
 CO. to establish joint rates with)
 Veryl Callison, doing business as)
 CALLISON TRUCK LINES, COAST LINE)
 TRUCK SERVICE, INC., HIGHWAY)
 TRANSPORT, INC., NIELSEN FREIGHT)
 LINES, OREGON NEVADA CALIFORNIA FAST)
 FREIGHT, INC., and Walter F. Peters)
 and Myron D. Peters, doing business)
 as PETERS TRUCK LINES.)

Application No. 37102

OPINION AND ORDER

Applicants are highway common carriers of general commodities. West Berkeley Express and Draying Co. operates between San Francisco, San Jose, Oakland, Richmond, Antioch and intermediate points. The other applicants operate between various points in northern California. By this application, as amended, authority is sought to establish, on less than statutory notice, through service, through routes and joint rates between points served by West Berkeley Express and Draying Co. and points served by each of the other applicants as set forth in the application. Authority is sought also 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. The freight would be interchanged at San Francisco or Oakland.

The proposed rates are on the same level as the minimum rates named in Minimum Rate 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 the proposed joint rates. Applicants represent that it will be advantageous to the public to be able to make through shipments over their lines

under the lower rates. They point out that the sought departures from the long and short haul provisions involved are not great and that competing carriers have heretofore been granted like authority.

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

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

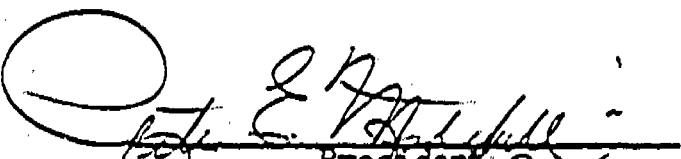
Therefore, good cause appearing,


IT IS HEREBY ORDERED that the 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.

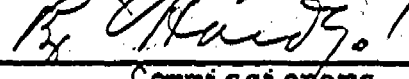
Dated at San Francisco, California, this 9th day of August, 1955.



 President








 Commissioners