

ORIGINALDecision No. 51989

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 general)
 commodities (commodities for which)
 rates are provided in Highway)
 Carriers' Tariff No. 2).)

Case No. 5432
 Petition for Modification No. 32
 (First Supplemental)
 (Second Supplemental)

O P I N I O N

Frank C. Winans and Grant A. Winans, copartners doing business as Winans Brothers, operate as a highway common carrier of lumber. By Decision No. 50193 of June 29, 1954, they were authorized to publish a rate lower than the established minimum rate for the transportation of lumber and forest products from Hayfork to Redding. The published rate of 18 cents per 100 pounds, minimum weight 30,000 pounds, was scheduled to expire July 4, 1955. By supplemental petition filed June 2, 1955, permission was sought to maintain this rate until July 4, 1956. The allegations contained in the supplemental petition were not fully persuasive that the sought extension of the authority should be granted without further investigation. Pending further inquiry the Commission in its Decision No. 51592 authorized petitioners to continue to publish the rate for an additional ninety-day period which will elapse October 2, 1955.

A second supplemental petition was filed July 21, 1955, again seeking extension of the authority until July 4, 1956. The petition and the exhibits attached thereto show that the unusually favorable conditions which justified the publication of the rate

still obtain. Petitioners have shown the operating results on the transportation involved for the period August 1, 1954, through March 31, 1955. The results show an operating ratio of 83.56 per cent and an average net revenue per trip of \$12.66 on the movement of lumber from Hayfork to Redding at the 18 cent rate:

The allegations contained in the petition and the exhibits attached thereto have been reviewed by the Commission's staff. They report that an analysis of the cost data and the circumstances surrounding the transportation supports petitioners' allegation that the operation can be performed at a reasonable profit at the published rate.

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

After consideration, the Commission is of the opinion and hereby finds that the proposed rate is reasonable. A public hearing is not necessary. Inasmuch as the published rate expires October 2, 1955, petitioners will be authorized to publish the proposed rate on not less than one day's notice.

A second supplemental petition having been filed with the Commission for authority to continue to publish a rate lower than the established minimum rate otherwise applicable, the matter having been considered and the Commission being of the opinion that the proposed rate is reasonable,

IT IS ORDERED that Frank C. Winans and Grant A. Winans, doing business as Winans Brothers, be and they are hereby authorized, on not less than one day's notice to the Commission and to the public, to publish and file a rate of 18 cents per

100 pounds, minimum weight 30,000 pounds, to expire July 4, 1956, for the transportation of lumber and forest products from Hayfork to Redding.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 27th day of September, 1955.

[Signature]
President
[Signature]
[Signature]
[Signature]
Commissioners