

Decision No. 52338

**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 general commodities )  
(commodities for which rates are )  
provided in Minimum Rate Tariff No. 2). )

Case No. 5432

SUPPLEMENTAL OPINION AND ORDER

By Decision No. 52285, dated November 29, 1955, in Application No. 32219, the rail lines were authorized to incorporate into their rates and charges the previously authorized 15 percent surcharge applicable generally to their carload commodity rates. The surcharge was scheduled to expire December 31, 1955. Certain other classes of common carriers publish rates to meet rail competition under the alternative provisions of outstanding minimum rate orders.

In the circumstances, the other carriers should be authorized to make like adjustments in their rail competitive rates. The order herein will be made effective December 19, 1955, the effective date of Decision No. 52285.

Therefore, good cause appearing,

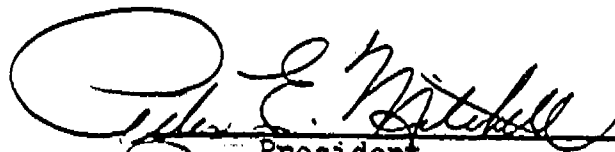
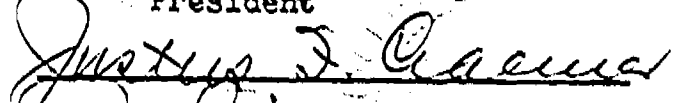
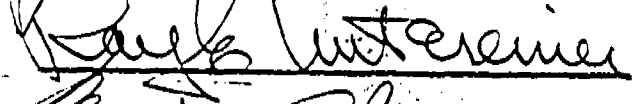
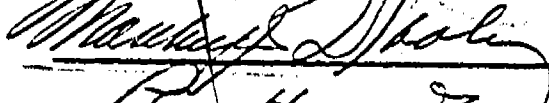

IT IS HEREBY ORDERED that common carriers maintaining, under outstanding authorizations permitting the alternative use of rail rates, rates below the specific minimum truck rate levels otherwise applicable be and they are hereby authorized to adjust such rates, on not less than five days' notice to the Commission and to the public, to the level of the rail rates established pursuant to Decision No. 52285, dated November 29, 1955, in Application No. 32219,

or to the level of the specific minimum truck rates whichever is lower; and that such adjustments shall be made effective not later than thirty days after the effectiveness of the increased rail rates.

IT IS HEREBY FURTHER ORDERED that such carriers be and they are hereby authorized to depart from the provisions of Tariff Circular No. 2, General Order No. 80, Section 460 of the Public Utilities Code and Article XII, Section 21 of the Constitution of the State of California, to the extent necessary to make the adjustments authorized herein.

This order shall become effective December 19, 1955.

Dated at San Francisco, California, this 12<sup>th</sup> day of December, 1955.

  
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President  
  
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Commissioners