

Decision No. 53513**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
 Petition for Modification No. 74
 (Second Supplemental)

SUPPLEMENTAL OPINION

By supplemental petition, filed May 29, 1956, Southern Pacific Company, The Atchison Topeka and Santa Fe Railway Company, Western Pacific Railroad Company, Union Pacific Railroad Company, Pacific Electric Railway Company, and Northwestern Pacific Railroad Company seek authority to increase rates in six tariff items in Pacific Southcoast Freight Bureau Tariff No. 294, J. P. Haynes, agent, to the extent necessary to place such rates on a parity with the rates established in Minimum Rate Tariff No. 2 by Decision No. 52971 of April 24, 1956.

Public hearing was held June 20, 1956 in Los Angeles before Commissioner Matthew J. Dooley and Examiner J. E. Thompson.

The assistant freight traffic manager of the Southern Pacific Company testified in support of the petition.

Pacific Southcoast Freight Bureau Tariff No. 294 contains class rates and commodity rates for the transportation of property in trailer-on-flat car service. The service for which the rates are published is commonly referred to as "Piggy-back". By First Supplemental Petition No. 74, the petitioners sought an interim increase in certain rates, that historically have been maintained

at Minimum Rate Tariff No. 2 levels, by the same amount as may be established in said minimum rate tariff in connection with proceedings in Petition No. 62, filed by the California Trucking Associations, Inc. First Supplemental Petition No. 74 set forth with particularity the rates which have been maintained at the minimum rate level. In Decision No. 52971 the Commission ordered interim increases in the rates and charges in Minimum Rate Tariff No. 2. It also authorized the petitioners herein to increase the rates specified in their petition to the level of the minimum rates so increased. The witness for petitioner testified that through inadvertence the six tariff items involved herein were not included in the first supplemental petition.

The tariff items in issue correspond generally to items in Minimum Rate Tariff No. 2. In a few cases the rates of petitioner are the equivalents of combinations of rates in the minimum rate tariff. The following tabulation shows the corresponding tariff items.

Tariff Items Nos. :

PSFB 294	MRT 2	Commodity
1725	605	Butter, cheese and margarine
1850	630	Canned goods
1860	630	Canned goods
2095	510 (Fifth Class)	Iron and steel
2100	730	Soap and lard
2130	740	Sugar

Upon consideration of the facts and circumstances of record the Commission is of the opinion and finds that the authority sought is justified.

Supplemental Interim Order

Based on the evidence of record and on the conclusions and findings set forth in the preceding opinion, .

IT IS ORDERED that, in addition to the authorities granted in Decisions Nos. 52971 and 53052 in these proceedings, common carriers by railroad be and they are hereby authorized to increase the rates in Pacific Southcoast Freight Bureau Tariff No. 294 as specifically set forth in the supplemental petition filed May 29, 1956, but that such rates shall be increased by amounts no greater in volume or effect than the corresponding rates, with the increases prescribed in Decisions Nos. 52971 and 53052, established in Minimum Rate Tariff No. 2; provided, however, that except as otherwise provided herein, such increases shall be subject to the same limitations and conditions prescribed in said Decision No. 52971.

IT IS FURTHER ORDERED that the authority herein granted shall expire unless exercised within sixty days after the effective date of this order.

The effective date of this order shall be five days after the date hereof.

Dated at San Francisco, California, this 31st day of July, 1956.

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

Commissioners

Commissioner Justus E. Craemer, being necessarily absent, did not participate in the disposition of this proceeding.