

Decision No. 53717

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
John W. Doudell for authority to charge)
less than minimum rates as established)
by Decision 36208, Cases 4246 and 4434,)
as amended, for the transportation of)
petroleum and petroleum products within)
the State of California.)

Application No. 32585
(5th Supplemental)

INTERIM SUPPLEMENTAL OPINION AND ORDER

Doudell Trucking Company, a corporation, operates as a common carrier of bulk petroleum and petroleum products. By prior orders in this proceeding, John W. Doudell, an individual, was authorized to publish rates lower than the established minimum rates for the transportation of crude oil and distillate fuel oil between specified points. The reduced rates expired September 3, 1956. By supplemental application, Doudell Trucking Company, a corporation, successor to John W. Doudell, seeks permission to continue to observe rates lower than the minimum rates for the transportation in question. It proposes, however, to increase the authorized rates from 14.7 and 17.2 cents to 16.1 and 18.6 cents per 42-gallon barrel, respectively.

The supplemental application shows that, except for increased operating costs, the conditions which justified the establishment of reduced rates still obtain; and that the higher costs will be offset by the proposed increases in rates. It also shows that operations under the sought rates may reasonably be expected to be profitable during the ensuing year.

Minimum rates established by this Commission may not exceed the current rates of common carriers by land (Public Utilities Code, Sec. 3663). Accordingly, reduced rates authorized for and published

by the applicant herein become the minimum rates for all carriers. There is now in issue in other pending proceedings the question whether, or under what circumstances, minimum rates between specified points should thus be established or adjusted upon the particular experience of a single carrier.¹

Pending resolution of this question, applicant will be authorized to publish the proposed rates for a six-month period. The instant supplemental application may be scheduled for hearing in the meantime if it appears necessary or desirable to do so. In view of the expiration of the present authority, the order will be made effective on the date hereof and applicant will be authorized to make the necessary tariff publication on two days' notice.

Therefore, good cause appearing,

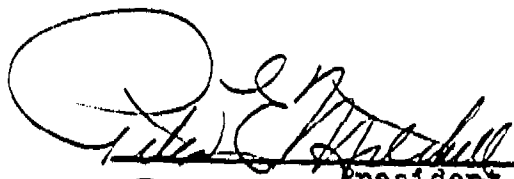
IT IS HEREBY ORDERED that Doudell Trucking Company, a corporation, be and it is hereby authorized to publish and file, and to make effective on not less than two days' notice to the Commission and to the public, the following rates, to expire March 3, 1957, for the transportation of the specified commodities in bulk in tank truck equipment: (1) a rate of 18.6 cents per 42-gallon barrel on crude oil from oil wells in the Zaca Oil Field, situated six miles northeast of Zaca to Gaviota, (2) a rate of 16.1 cents per 42-gallon barrel on distillate fuel oil from Gaviota to the aforesaid wells, and (3) a rate of 18.6 cents per 42-gallon barrel on distillate fuel oil from Santa Maria and points within a radius of seven and one-half

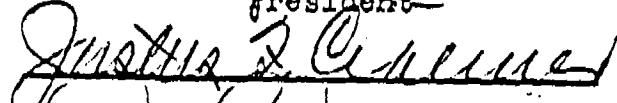
¹ Case No. 5438 (Pet. No. 12) - George C. Smith, Jr., doing business as Smith Transportation Co.; Case No. 5432 (Pet. No. 32) - Winans Bros. Trucking Co.; and Application No. 34010 (Third Supplemental) - Lester J. and John H. Geijsbeek, doing business as Geijsbeek Truckers.


miles of the intersection of Stowell Road and Broadway Street, Santa Maria, to wells in the aforesaid Zaca Oil Field; and to depart from the provisions of Section 460 of the Public Utilities Code to the extent necessary to exercise the authority herein granted.


This order shall become effective on the date hereof.


Dated at San Francisco, California, this 4th day of September, 1956.



president








Commissioners