

ORIGINAL

Decision No. 53001

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of EARL L.)
WILSON, GERTRUDE E. WILSON, WILLIAM J.)
WILSON, and MADOLINE L. WILSON, copartners)
doing business under the firm name and style)
of PONY EXPRESS FAST FREIGHT to charge less) Application No. 37363
than the minimum rates established by the) (First Supplemental)
California Public Utilities Commission as)
authorized in Section 3666 of the Public)
Utilities Code of the State of California.)

FIRST SUPPLEMENTAL OPINION AND ORDER

Decision No. 52156, dated November 1, 1955, in this proceeding, authorized applicants to deviate from the established minimum rates, under Section 3666 of the Public Utilities Code. The authority is limited to the transportation of automobile accessories and supplies under contract for General Motors Corporation, United Motors Service Division, from that company's Vernon warehouse to General Motors dealers throughout southern California. It permits deviation from the established minimum rates by observing a second-class rating on all automobile accessories and supplies in lieu of the actual classification on each article. The rates applicants are observing are those set forth in Minimum Rate Tariff No. 2. The authority is scheduled to expire November 21, 1956. Extension of the authority is now sought.

According to the supplemental application, the conditions which justified deviation from the minimum rates still obtain. Applicants also state that, since the original authorization, both the applicants and the shipper have experienced important economies in time and effort in rating and billing. Applicants further state that two studies were made in July, 1956, indicating that they received greater revenue under the authorized second-class rating than they

would have received under the actual classification ratings.

In the circumstances it appears, and the Commission finds, that the proposed basis of rating and charges is reasonable. A public hearing is not necessary. The supplemental application will be granted. However, as the conditions surrounding the transportation may change, the extension will be limited to one year unless sooner canceled, changed or extended by order of the Commission.

Therefore, good cause appearing,

IT IS HEREBY ORDERED:

(1) That the expiration date of the authority granted to Earl L. Wilson, Gertrude E. Wilson, William J. Wilson and Madoline L. Wilson, copartners, doing business under the firm name and style of Pony Express Fast Freight, by Decision No. 52156 of November 1, 1955, in this proceeding, be and it is hereby extended to November 21, 1957, unless sooner changed or further extended by order of the Commission.

(2) That any transportation performed by applicant as a common carrier of the same commodities between the same points shall be cause for revocation of the authority herein granted.

This order shall become effective twenty days after the date hereof.

Dated at San Francisco, California, this 16th day of October, 1956.

John L. Marshall
President
Justice J. Caldwell
Samuel Gutierrez
William H. Harty
Commissioners