

ORIGINAL

Decision No. 54229

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
Arthur R. Bennett, doing business as)
B-LINE EXPRESS, and Robert Pieri,)
doing business as C-LINE EXPRESS, to)
establish joint rates with STERLING)
TRANSIT COMPANY, INC., and WESTERN)
TRUCK LINES, LTD.)

Application No. 38571

OPINION AND ORDER

Applicants are highway common carriers of property.

Applicant Arthur R. Bennett, an individual, is engaged in the transportation of specified commodities under the name of B-Line Express and operates generally between Oakland, Richmond and San Leandro, on the one hand, and Santa Rosa and all points intermediate thereto located on U. S. Highway No. 101 north of the Golden Gate including the off-route points of Sausalito, Belvedere, Tiburon, Mill Valley, Corte Madera, Larkspur, Kentfield, San Anselmo and Fairfax, on the other hand. The other applicants are engaged in the transportation of general commodities. Applicant Robert Pieri, doing business as C-Line Express, operates between Oakland and Richmond, on the one hand, and Vallejo, Napa and Benicia, on the other hand. Sterling Transit Co., Inc., operates generally between Oakland and the Los Angeles area and San Diego. Western Truck Lines, Ltd., operates generally between Oakland and the Los Angeles area.

By this application authority is sought to establish, on less than statutory notice, through service, through routes and joint rates between points served by applicants Arthur R. Bennett and Robert Pieri, on the one hand, and points served by the other two applicants, on the other hand. The freight would be interchanged at Oakland.

The proposed rates are on the same level as the minimum class rates named in Minimum Rate Tariff No. 2. Service over applicants' lines between the points involved is now subject to combinations of their local rates. These combination rates are higher than the proposed joint rates. Applicants represent that it will be advantageous to the public to be able to make through shipments over their lines under the lower rates.

Competing carriers have been notified of the filing of the application. No objection has been received.

It appears that the establishment of the proposed through service, through routes and joint rates, on ten days' notice, is not adverse to the public interest and should be authorized. A public hearing is not necessary.

Therefore, good cause appearing,

IT IS HEREBY ORDERED:

(1) That applicants be and they are hereby authorized to establish, on not less than ten days' notice to the Commission and the public, the through service, through routes and joint rates proposed in the above-entitled application.

(2) That the authority herein granted be and it hereby is limited to the extent that it may be exercised in conformity with the provisions of Article XII, Section 21, of the Constitution of the State of California, and Section 460 of the Public Utilities Code and that the authority shall not be construed as relieving applicants from the operation and requirements of said provisions of the Constitution and of the Public Utilities Code to any extent whatsoever.

(3) That the authority herein granted shall expire unless the authorized rates are made effective within sixty days after the effective date of this order.

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

Dated at San Francisco, California, this 11th day of December, 1956.

John E. Mitchell
President
Paul J. Winter
Wm. H. ...
W. H. ...
C. L. Fox
Commissioners