

ORIGINAL

Decision No. 54609

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application )  
of SOUTHERN CALIFORNIA FREIGHT )  
LINES and SOUTHERN CALIFORNIA )  
FREIGHT FORWARDERS for authority ) Application No. 31809  
to publish less than minimum rates ) (Sixth Supplemental)  
under provisions of Section 452 of )  
the Public Utilities Code. )

SIXTH SUPPLEMENTAL OPINION AND ORDER

Prior orders in this proceeding authorized applicants to publish rates lower than the established minimum rates for the transportation of canned foodstuffs from Hemet to Los Angeles Basin Territory. That authority expires March 10, 1957. Permission is now sought to continue to publish rates lower than the minimum rates. Applicants propose, however, to publish rates one-half cent per 100 pounds higher than those now in effect and to cancel all rates for distances over 150 miles.

The supplemental application shows that, except for increased wages, the conditions which justified the publication of rates lower than the minimum rates still obtain. Applicants state that the cost increases are reflected in the proposed rates and that these rates are reasonable for the operations involved.

In the circumstances, it appears, and the Commission finds, that the proposed rates are reasonable and justified

by the transportation conditions. This is a matter in which a public hearing is not necessary. The supplemental application will be granted. Inasmuch as the published rates expire March 10, 1957, the order will be made effective immediately and applicants will be authorized to amend their tariffs on two days' notice. Because the conditions under which the transportation is performed may change at any time, the authority will be limited to a one-year period.

Minimum rates established by this Commission may not exceed the current rates of common carriers by land (Public Utilities Code, Sec. 3663). Accordingly, the rates authorized for and published by the applicants herein become the minimum rates for all carriers. There is now in issue in another proceeding the question whether, or under what circumstances, the type of rates herein proposed should be established in the minimum rate tariffs.<sup>1</sup> The sought rates will be authorized pending the resolution of this question.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that Southern California Freight Lines and Southern California Freight Forwarders be and they are hereby authorized, on not less than two days' notice to the Commission and to the public, to publish in

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Case No. 5438 (Pet. No. 12) - George C. Smith, Jr., doing business as Smith Transportation Co.

their respective tariffs, to expire March 10, 1958, rates as set forth in Appendix "A" attached hereto and by this reference made a part hereof.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 5th day of March, 1957.

John E. Mitchell  
President  
Raymond W. Lintner  
Montgomery D. Doolittle  
R. H. Hardy  
E. L. Linton  
Commissioners

APPENDIX "A" TO DECISION NO. 54809

Rates for the transportation of "Canned Goods and Other Articles" as described in Item No. 110 series of Southern California Freight Forwarders Local Express Tariff No. 4, Cal.P.U.C. No. 4, from Hemet to points of destination on authorized route of Southern California Freight Lines and Southern California Freight Forwarders within Los Angeles Basin Territory described in Rule No. 220 series of said tariff.

Rates in Cents per 100 Pounds (See Note 1)

| Constructive*<br>Miles |          | Weight per Shipment |               |               |
|------------------------|----------|---------------------|---------------|---------------|
|                        |          | Minimum             | Minimum       | Minimum       |
|                        |          | 18,000 pounds       | 28,000 pounds | 38,000 pounds |
|                        |          | Maximum             | Maximum       | Maximum       |
|                        |          | 22,000 pounds       | 32,000 pounds | 42,000 pounds |
| Over                   | Not Over |                     |               |               |
|                        | 30       | 16                  | 14½           | 12            |
| 30                     | 35       | 16½                 | 15            | 12½           |
| 35                     | 40       | 18                  | 15½           | 13            |
| 40                     | 45       | 19                  | 16            | 14            |
| 45                     | 50       | 19½                 | 16½           | 14            |
| 50                     | 60       | 21                  | 18            | 15            |
| 60                     | 70       | 22                  | 19            | 15½           |
| 70                     | 80       | 24                  | 20            | 16            |
| 80                     | 90       | 25                  | 21            | 18            |
| 90                     | 100      | 27                  | 23            | 19            |
| 100                    | 110      | 30                  | 25            | 21            |
| 110                    | 120      | 32                  | 26            | 21½           |
| 120                    | 130      | 34                  | 27            | 23            |
| 130                    | 140      | 35                  | 29            | 24            |
| 140                    | 150      | 37                  | 30            | 25            |

\* Constructive mileages as set forth in distance tables published in applicants' respective tariffs.

NOTE 1. Shipments transported subject to the rates herein provided shall be loaded in carriers' vehicles by the shipper.

(End of Appendix "A")