

**ORIGINAL**

Decision No. 55227

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
KELLOGG EXPRESS AND DRAYING CO. to )  
establish joint rates with INTERLINES ) Application No. 39098  
MOTOR EXPRESS. )

OPINION AND ORDER

Applicants are highway common carriers of general commodities. Kellogg Express and Draying Co. operates generally between San Francisco-Oakland and San Jose, Los Gatos, Hamilton Field, Napa and certain intermediate points. Interlines Motor Express, operates generally between San Francisco-Oakland and Redding and certain intermediate and off-route points. By this application authority is sought to establish, on less than statutory notice, through service, through routes and joint rates. The freight would be interchanged at San Francisco or Oakland. Authority is also sought to depart from the long-and-short-haul provisions of the Constitution and of the Public Utilities Code to the extent necessary to establish the joint rates.

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. Applicants propose to originate shipments at points on the lines of Kellogg Express and Draying Co. and transport it under through routes and joint rates to points on the lines of Interlines Motor Express, and vice versa.

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 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 and to depart from the provisions of Article XII, Section 21, of the Constitution of the State of California and Section 460 of the Public Utilities Code to the extent necessary to establish the rates authorized herein.

IT IS HEREBY FURTHER ORDERED 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 9<sup>th</sup> day of July, 1957.

	President
<i>Paul H. Teresian</i>	
<i>Walter D. ...</i>	
<i>R. ...</i>	
<i>E. ...</i>	
	Commissioners