

Decision No. 55456

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application	)	
of VALLEY EXPRESS CO. and VALLEY	)	
MOTOR LINES, INC. for an order to	)	
maintain authorized departures	)	
from the provisions of Article XII,	)	Application No. 38699
Section 21, of the Constitution	)	
of the State of California and	)	
Section 460 of the Public Utilities	)	
Code.	)	

OPINION AND ORDER

Valley Motor Lines, Inc., is a highway common carrier of general commodities. Valley Express Co. operates as an express corporation. Under the alternative rate provisions of minimum rate orders they publish in their tariffs certain rail-competitive rates. By this application, as amended, they seek authority under Sections 454 and 460 of the Public Utilities Code and Article XII, Section 21, of the Constitution of the State of California, to effect increases and to depart from the long-and-short-haul provisions, respectively, in connection with a proposed reissue of such rates.

The proposed rate increases are minor. Applicant avers that they are designed primarily to correct tariff discrepancies and to permit elimination from the tariff of rates which no longer serve any practical purpose. The proposed long-and-short-haul departures are occasioned by the fact that the rail-competitive rates would not be applicable at intermediate points not served by the rail lines.

No objections have been received to the granting of the application.

Upon consideration of all of the representations contained in the application, as amended, the Commission finds that the proposed rate increases and the long-and-short-haul departures are justified. The application, as amended, will be granted, subject to exceptions and conditions contained in the order which follows. A public hearing is not necessary.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that:

(1) Valley Express Co. and Valley Motor Lines, Inc., be and they are hereby authorized, on not less than five days' notice to the Commission and to the public, to increase their rates as proposed in this application, as amended, except that the increases proposed in Paragraph II of the Fifth Amendment to Application are denied.

(2) Applicants be and they are hereby authorized to depart from the provisions of Article XIII, Section 21, of the Constitution of the State of California and Section 460 of the Public Utilities Code as requested in application, as amended, subject to the following conditions:

(a) Authority to publish the rule contained in Paragraph VIII of the original application is hereby denied.

(b) Items of the tariff published under this authority must bear specific reference to this decision as authority therefor.

(3) The authority herein granted shall expire unless exercised within ninety days after the effective date of this order.

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

Dated at Los Angeles, California, this 27<sup>th</sup> day of August, 1957.

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President  
*Paul S. Winter*  
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*W. H. H. H.*  
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*L. L. Fox*  
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Commissioners