

Decision No. 55463

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of	)	
CONSOLIDATED FREIGHTWAYS, INC.,	)	
(formerly Farnsworth and Ruggles, a	)	
corporation) for authority to depart	)	Application No. 36743
from the rates, rules and regulations	)	(Second Supplemental)
of Minimum Rate Tariff No. 2 under	)	
the provisions of the Highway	)	
Carriers' Act.	)	

INTERIM SUPPLEMENTAL OPINION AND ORDER

Consolidated Freightways, Inc., a corporation, successor to Farnsworth and Ruggles, holds a highway contract carrier permit. Decision No. 54638 of March 12, 1957, in Applications Nos. 33329, 36743 and 36823 authorized it to observe rates less than the minimum rates for transportation of iron or steel, structural iron or steel, and iron or steel articles for Bethlehem Pacific Coast Steel Corporation from South San Francisco to San Francisco. The authority is scheduled to expire September 12, 1957. Permission is sought to continue to deviate from the minimum rates for a further one-year period.

The supplemental application states that, except for increased costs, the conditions which justified deviation from the minimum rates still obtain. It also states that the authorized rates are in every instance less than one cent below the minimum rates between the points involved. Applicant points out that the minimum rates are now at issue before the Commission. It asserts that in the event the Commission authorizes an increase in the minimum rates, it would place in effect a corresponding increase in the rates involved herein and that pending such adjustment in the minimum rates, no changes can be made in the rates herein involved.

In view of these circumstances, the authority will be extended for a 90-day period. As the present authority expires September 12, 1957, the following order will be made effective on that date.

Therefore, good cause appearing,

IT IS HEREBY ORDERED:

(1) That the expiration date of the authority granted to Consolidated Freightways, Inc., a corporation, (Successor to Farnsworth and Ruggles, a corporation) by Decision No. 51873 of August 23, 1955, as amended, in this proceeding, be and it is hereby extended to December 11, 1957, unless sooner canceled, 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 September 12, 1957.

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

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President  
*Raymond W. Anderson*  
*R. W. Anderson*  
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*E. L. Fox*  
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Commissioners