

ORIGINAL

Decision No. 55612

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of CALIFORNIA MOTOR EXPRESS, LTD.,) Application No. 39338
and BOND TRUCKING CO. to cancel)
joint rates.)

OPINION AND ORDER

By this application Bond Trucking Co., a highway common carrier, hereinafter sometimes referred to as Bond, seeks authority to cancel joint rates which it maintains with California Motor Express, Ltd., a n express corporation, hereinafter sometimes referred to as the express corporation. Applicants state that traffic is not moving in the joint service for which the rates were established, that the rates have not been used for over three years, and that in the circumstances no useful purpose is served by the continuance of the rates.

The joint rates are contained in California Motor Express Local and Joint Freight and Express Tariff No. 14A, Cal.P.U.C. No. 1, of James C. Coughlin, Agent. Bond Trucking Co. is a party to the rates pursuant to a concurrence furnished by it to the express corporation on February 11, 1952. Applicants state that Bond was used by the express corporation for a very short time and only as an underlying carrier for express shipments pending establishment by the express corporation of its own service into the Santa Monica area via an affiliated underlying carrier, California Motor Transport Co., Ltd., a highway common carrier. Applicants aver also that the participation of Bond in Agent Coughlin's tariff tends to complicate the tariff and that due to this participation, Bond finds it necessary to maintain also a participation in Pacific Southcoast Freight Bureau

Exception Sheet No. 1-S, J.P. Haynes, Agent, which involves an annual participation fee.

Cancellation of the joint rates as proposed would not affect the volume of the charges being paid nor the service offered to the public by the express corporation for transportation to and from the points involved. The express corporation will continue to provide service via its affiliated underlying carrier at rates on the same level as the joint rates proposed to be canceled. In the circumstances cancellation of the joint rates between applicants is not adverse to the public interest. The application will be granted. A public hearing is not necessary.

As has been indicated hereinbefore, the joint rates were established pursuant to filings by Bond Trucking Co. of a concurrence in the rates of California Motor Express, Ltd. In its Tariff Circular No. 2, the Commission has promulgated regulations governing the procedure to be followed in the cancellation of joint rates through the revocation of concurrences which have been filed in connection with rates of express corporations. Applicant Bond Trucking Co. will be authorized to follow the procedure prescribed.


Therefore, good cause appearing,

IT IS HEREBY ORDERED that Bond Trucking Co. be and it hereby is authorized to withdraw its participation in the rates, rules and regulations of California Motor Express, Ltd., which are set forth in Local and Joint Freight and Express Tariff No. 14A, Cal.P.U.C. No. 1, of James C. Coughlin, Agent, by revoking its concurrence in said rates, rules and regulations upon sixty days' notice to the Commission and to California Motor Express, Ltd., in conformity with the procedure prescribed in the Commission's Tariff Circular No. 2.

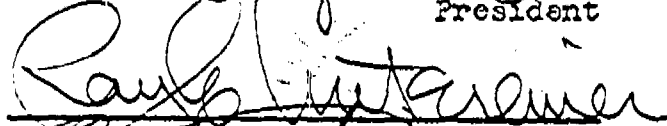
IT IS HEREBY FURTHER ORDERED that the authority herein granted shall expire, if not previously exercised, one hundred and twenty days after the date hereof.

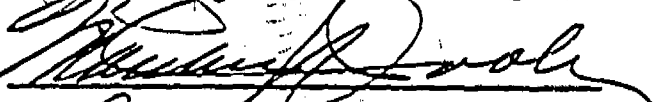
The effective date of this order shall be twenty days after the date hereof.

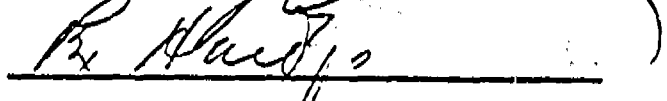
Dated at Los Angeles, California, this 24th day of September, 1957.

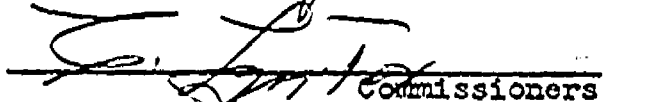


President









Commissioners