

Decision No. 55653**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of ALMA)
 MAE MARSH extending application from) Application No. 39420
 operation of Minimum Rate Tariff No. Two.)

OPINION AND ORDER

Alma Mae Marsh, doing business as Felix Marsh Transfer, holds a highway contract carrier permit. Decision No. 53880 of October 9, 1956, in Application No. 38430, authorized her to assess rates and charges based upon units of measurement different from those in which the minimum rates were stated in Minimum Rate Tariff No. 2, in connection with transportation of equipment and supplies for the Pacific Telephone and Telegraph Company. Applicant was authorized to assess rates per hour or per piece as named in Minimum Rate Tariff No. 4-A(used household goods). The authority is scheduled to expire October 9, 1957. Applicant seeks an extension of this authority for a further three-year period.

Applicant alleges that the highly specialized nature of the traffic she handles and the requirements of her shipper are the same as when the authorization was first granted by Decision No. 47215, dated June 5, 1952, in Case No. 4808. She asserts that the prior authorization allowed her to meet the shipper's requirements with respect to bases of charges and that the need for relief from the unit of measurement provisions is the same. She states that at all times the authorized bases produce charges in excess of those produced by the minimum rates otherwise applicable under Minimum Rate Tariff No. 2 and that the service has been profitable.

In the circumstances it appears, and the Commission finds, that the proposed rates are reasonable. This is a matter in which a public hearing is not necessary. The supplemental application will be granted. However, as the conditions under which the service is performed may change at any time, the extension will be limited to one

year unless sooner canceled, changed or extended by order of the Commission. In view of the expiration date of the present authority the following order will be made effective October 9, 1957.

Therefore, good cause appearing,

IT IS HEREBY ORDERED:

(1) That Alma Mae Marsh, doing business as Felix Marsh Transfer, be and she is hereby authorized to quote and assess rates and charges in the units of measurement used in Items Nos. 400-E and 410-A of Minimum Rate Tariff No. 4-A and no lower than the rates and charges named in those items, in lieu of minimum rates per pound specified in Minimum Rate Tariff No. 2; and that this authority is restricted to the transportation of equipment and supplies for Pacific Telephone and Telegraph Company.

(2) That the authority herein granted shall expire one year after the effective date of this order, unless sooner changed or extended by order of the Commission.

(3) That any transportation performed by applicant as a common carrier of the same commodities between the same points as that for which rate authority is hereby granted shall be cause for revocation of the authority herein granted.

(4) That in all other respects Application No. 39420 of Alma Mae Marsh, doing business as Felix Marsh Transfer, be and it is hereby denied.

This order shall become effective October 9, 1957.

Dated at San Francisco, California, this 8th day of October, 1957.

[Signature]
 President

[Signature]

[Signature]

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 Commissioners