Decision No. 55891

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

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

Application No. 36743 (Third Supplemental)

INTERIM SUPPLEMENTAL OPINION AND ORDER

Consolidated Freightways, Inc., a corporation, successor to Farnsworth and Ruggles, holds radial highway common carrier, highway contract carrier, household goods carrier and city carrier permits; and a certificate of public convenience and necessity to operate between the San Francisco Bay area and the Los Angeles area. Decision No. 55461 of September 12, 1957, in this proceeding, authorized it to observe rates less than the minimum rates for the transportation of iron and steel articles from South San Francisco to San Francisco for Bethlehem Pacific Coast Steel Corporation. The authority is scheduled to expire December 11, 1957. By this supplemental application, authority is sought to assess rates one-half cent below the minimum rates established by Decision No. 55704 for a further one-year period.

The supplemental application alleges that the sought deviation from the minimum rates is necessary to retain the traffic for applicant. The supplemental application does not contain information from which it can be determined whether or not the operations will be profitable under the sought rates, nor whether the rates otherwise are reasonable. However, inasmuch as rates below the otherwise applicable minimum rates have been shown to be justified for this traffic

Decision No. 55704 of October 15, 1957, in Case No. 5432, adjusted the minimum rates effective November 18, 1957.

in the past, the supplemental application will be granted for a limited period of 90 days during which the applicant will be afforded an opportunity to offer further justification. In view of the imminent expiration of the current authority, the order will be made effective December 11, 1957.

Therefore, good cause appearing, IT IS HEREBY ORDERED:

(1) That Decision No. 51873 of August 23, 1955, as amended, in this proceeding, be and it is hereby further amended by substituting the following rates for those shown in the first ordering paragraph thereof:

Minimum Weight	Rate (In Cents Per 100 Pounds)
Any Quantity 2,000 Pounds 4,000 Pounds 10,000 Pounds 20,000 Pounds 36,000 Pounds	113 2 68 2 50 2 28 2 15 2 13 2

- (2) That the expiration date of the authority granted by said Decision No. 51873, as further amended herein, be and it is hereby extended to March 11, 1958, unless sooner changed or further 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 shall be cause for revocation of the authority herein granted.

This order shall become effective December 11, 1957.

Dated at San Francisco, California, this 366 day of

December, 1957.

President

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