

ORIGINAL

Decision No. 55959

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
RAY SCHNEYER TRANSPORTATION COMPANY,)	
a California Corporation, for authority)	
to charge less than minimum rates, pur-)	
suant to Section 3666 of the Public)	Application No. 35738
Utilities Code, for the transportation)	(Third Supplemental)
of glass fruit jars and equipment, glass)	
packer jars, glass bottles, jelly)	
glasses, jar tops, caps, discs or tops,)	
and rubber jar rings for Ball Brothers)	
Company, Inc.)	

THIRD SUPPLEMENTAL OPINION AND ORDER

Applicant holds radial highway common carrier, highway contract carrier and city carrier permits. By prior orders in this proceeding, it was authorized, under Section 3666 of the Public Utilities Code, to deviate from the minimum rates otherwise applicable for the transportation of glass bottles, jars, caps and related articles for Ball Brothers Company, Inc., to points in Los Angeles and Orange Counties within a 50-mile radius of the shipper's plant at El Monte. The authority allows the use of specified rates, plus a 5 percent surcharge, which are less than the rates in Minimum Rate Tariff No. 2. These authorized rates are subject to minimum charges not less than the charges which would accrue under the hourly rates in Minimum Rate Tariff No. 5. The authority is scheduled to expire December 27, 1957. Permission is sought to continue to deviate from the minimum rates for a further one-year period.

The supplemental application states that the conditions which justified the original deviation from the minimum rates still obtain. It shows by a profit and loss statement that applicant's entire operations have been profitable. Applicant asserts that the transportation in question may reasonably ~~be expected~~ to be profitable during the ensuing year. It further states that, although rates in Minimum Rate Tariff No. 2 were recently adjusted and the hourly rates in Minimum Rate Tariff No. 5 were increased,¹ the rates applicant is authorized to assess continue to produce charges greater than the charges which would result from the application of the hourly rates in Minimum Rate Tariff No. 5.

In the circumstances it appears, and the Commission finds, that the proposed rates are reasonable. The application will be granted. This is a matter in which a public hearing is not necessary. In view of the expiration date of the present authority, this order will be made effective December 27, 1957.

Therefore, good cause appearing,

IT IS HEREBY ORDERED:

(1) That the expiration date of the authority granted by Decision No. 50843 of December 7, 1954, as amended, in this proceeding, be and it is hereby extended to December 27, 1958, unless sooner canceled, changed or further extended by order of the Commission.


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Decision No. 55704, dated October 15, 1957, in Case No. 5432, Petition for Modification No. 62, and Decision No. 55369, dated August 5, 1957, in Case No. 5435, Petition for Modification No. 11.


(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.

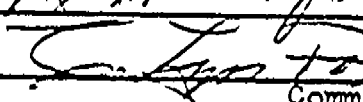
This order shall become effective December 27, 1957.


Dated at San Francisco, California, this 16th day of December, 1957.



President








Commissioners