

Decision No. 55685

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of Shippers Express Company to)
establish joint rates with Howard)
Terminal.)

Application No. 39993

OPINION AND ORDER

Applicants are highway common carriers of general commodities. Shippers Express Company operates generally between Oakland, on the one hand, and the Los Angeles and San Diego territories, on the other hand. Howard Terminal operates generally between Oakland, on the one hand, and Stockton and Sacramento, on the other hand.

By this application, authority is sought to establish, on less than statutory notice, through service, through routes and joint rates. The proposed rates are on the same level as the minimum class rates named in Minimum Rate Tariff No. 2. Service over applicants' lines between the points involved is now subject to combinations of their local rates. These combination rates are higher than the proposed joint rates. Applicants state that without the proposed joint rates they are at a competitive disadvantage with other carriers offering similar service. Shippers Express Company proposes to originate traffic at points on its line and transport it under joint rates to points served by Howard Terminal and vice versa. Freight would be interchanged at Oakland.

Competing carriers have been notified of the filing of the application. No objection has been received.

It appears that the establishment of the proposed through service, through routes and joint rates, on ten days' notice, is not adverse to the public interest and should be authorized. A public hearing is not necessary.

Therefore, good cause appearing,

IT IS ORDERED:

(1) That applicants are hereby authorized to establish, on not less than ten days' notice to the Commission and the public, the through service, through routes and joint rates proposed in the above-entitled application.

(2) That the authority herein granted is limited to the extent that it may be exercised in conformity with the provisions of Article XII, Section 21, of the Constitution of the State of California and Section 460 of the Public Utilities Code and that the authority shall not be construed as relieving applicants from the operation and requirements of said provisions of the Constitution and of the Public Utilities Code to any extent whatsoever.

(3) That the authority herein granted shall expire unless the authorized rates are made effective within ninety days after the effective date of this order.

This order shall become effective twenty days after the date hereof.

Dated at San Francisco, California, this 6th day of May, 1958.

President

Paul G. Wintermer
Michael H. ...
Theodore J. ...

Commissioners