

Decision No. 56257

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
ASBURY TRANSPORTATION CO. to estab-)
lish joint rates with DELTA LINES,)
INC.)

Application No. 40017

OPINION AND ORDER

Applicants are highway common carriers of general commodities. Delta Lines, Inc. operates generally between Los Angeles, on the one hand, and San Francisco territory, Stockton, Sacramento, Jackson, Marysville and Pulga, on the other hand. Asbury Transportation Co. serves generally between Los Angeles, on the one hand, and Taft, Bakersfield and Oildale, on the other hand. Between Los Angeles, on the one hand, and points in Orange, Ventura and Santa Barbara Counties, on the other hand, it is authorized to transport only oil well supplies, heavy machinery, pipe, steel and tanks.

By this application, authority is sought to establish, on less than statutory notice, through service, through routes and joint rates. Authority is also sought to depart from the long-and-short-haul provisions of the constitution of the State of California and the Public Utilities Code to the extent necessary to establish the joint rates.

The proposed rates will be 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 represent that it will be advantageous to the public to be able to make through shipments over their lines under the lower rates. Applicants propose to originate traffic at points on the lines of Delta Lines, Inc. and transport it under through routes and joint rates to points on the lines of Asbury Transportation Co., and vice versa. The freight will be interchanged at Los Angeles.

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:

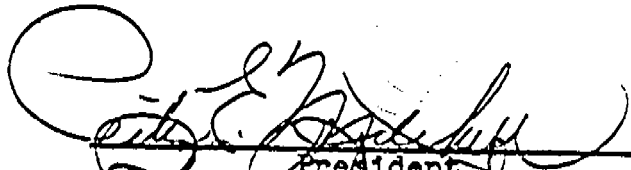
(1) That applicants are hereby authorized to establish, on not less than ten days' notice to the Commission and the public, the through service, through routes and joint rates proposed in the above-entitled application, provided that such through routes and joint rates are published in strict conformance with applicants' operative rights.

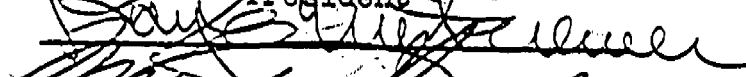
(2) That applicants are hereby authorized to depart from the provisions of Article XII, Section 21 of the Constitution of the State of California and Section 460 of the Public Utilities Code to the extent necessary to establish the rates authorized herein.


(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 27th day of May, 1958.



President




Theodore J. Jenner

Commissioners