

ORIGINAL

Decision No. 56917

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
Walter G. Mitchell, Jr., doing busi-)	
ness as AUTO FAST FREIGHT and N. D.)	
Williams, doing business as DESERT)	
TRANSFER & STORAGE for authority to)	Application No. 39684
establish joint rates on less than)	
statutory notice under Section Nos.)	
460, 491, 1065 and 1066 of the)	
Public Utilities Code.)	

OPINION AND ORDER

Applicants are highway common carriers of general commodities. Walter G. Mitchell, doing business as Auto Fast Freight, operates generally between Los Angeles area on the one hand and Redlands, San Bernardino, Whittier, Fullerton and Santa Ana including certain intermediate points on the other hand; between Pomona and Riverside; between Riverside and San Bernardino; and between Los Angeles and Pomona. N. D. Williams, doing business as Desert Transfer and Storage, operates between Los Angeles, Inglewood, El Monte and San Bernardino on the one hand and all points on State Highway No. 111 between Palm Springs and Indio including Palm Springs and all points and places in the Coachella Valley Territory¹ on the other hand.

By this application, authority is sought to establish, on less than statutory notice, through service, through routes and

¹ The Coachella Valley Territory referred to herein is described in Appendix "B" of Decision No. 54979 of Application No. 36319, as follows: "that area lying between the Little San Bernardino Mountains and Cottonwood Mountain, on the one hand, and the San Jacinto and Santa Rosa Mountains, on the other hand; and bounded on the northwest by Edom on U. S. Highway No. 99 and Indian Wells on State Highway No. 111, and on the southeast by the Riverside-Imperial County line on U. S. Highway No. 99 and Southern Pacific Company station of Mortmar on State Highway No. 111."

joint rates between the points set forth above. 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 are on the same level as the established minimum class and commodity rates named in the minimum rate tariffs except that all of the distance commodity rates are not included in applicants' tariff. 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 propose to transport traffic between points on the lines of N. D. Williams, doing business as Desert Transfer and Storage, on the one hand, and points on the lines of Walter G. Mitchell, doing business as Auto Fast Freight on the other hand. Freight would be interchanged at Los Angeles or San Bernardino.

The application shows that on or about December 20, 1957, a copy of the application was served on competing carriers. No objection to its being granted 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 and to depart from the long and short haul 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.

(2) 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 18th day of July, 1958.

E. Lyn Fox
President

John E. ...

...

Theodore ...
Commissioners