

Decision No. 57294**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation into the rates,)
 rules and regulations, charges, allowances and)
 practices of all common carriers, highway)
 carriers and city carriers relating to the trans-)
 portation of any and all commodities between)
 and within all points and places in the State of)
 California (including but not limited to, trans-)
 portation for which rates are provided in Minimum)
 Rate Tariff No. 2).)

Case No. 5432
 Pet. for Mod.
 No. 113

OPINION AND ORDER

Edward G. Heck and Duke G. Carner, doing business as Santa Rosa Delivery Service, operate a local delivery service within a radius of 50 miles of Santa Rosa. By this petition they seek to be exempted from the established minimum rates set forth in Minimum Rate Tariff No. 2 for the transportation of shipments weighing 100 pounds or less delivered from auto parts wholesalers, film finishers, and pharmaceutical houses; and for the transportation of documents and miscellaneous papers weighing 100 pounds or less delivered to and from banks, savings and loan institutions, title companies and radio stations; within a radius of 25 miles of Santa Rosa.

Petitioners allege that the rates provided in Minimum Rate Tariff No. 2 were not designed for local delivery of the items here involved; that they are greater than is warranted by petitioners' operating costs and greater than can be borne by the shippers; and that similar exemptions have been granted to other carriers under almost identical circumstances. Petitioners also

state that, as they operate outside a metropolitan area, they find it impossible to subsist on retail deliveries alone and must diversify their operations to include the handling of the commodities involved herein.

Competing carriers have been notified of the filing of the petition. No protest to the granting of the petition has been received.


From time to time the Commission has granted exemption from the minimum rates to carriers conducting operations similar to those of petitioners. It appears, and the Commission finds, that the exemption sought herein is justified. The petition will be granted. A public hearing is not necessary.

Therefore, good cause appearing,

IT IS ORDERED that Decision No. 52199, in Case No. 5432, as amended, be and it is hereby further amended by adding to the list of carriers, in Appendix B thereof, Edward G. Heck and Duke G. Carner, doing business as Santa Rosa Delivery Service, for the transportation of shipments weighing 100 pounds or less, within a radius of 25 miles of Santa Rosa, (a) delivered from auto parts wholesalers, film finishers and wholesale pharmaceutical houses; and (b) consisting of documents and miscellaneous papers delivered to and from banks, savings and loan institutions, title companies and radio stations.

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

Dated at San Francisco, California, this 2nd
day of September, 1958.



President
