

Decision No. 58433

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of SANTA FE)  
TRANSPORTATION COMPANY To Establish Joint ) Application No. 41016  
Rates With NIELSEN FREIGHT LINES )

OPINION AND ORDER

Applicants are highway common carriers of general commodities. Santa Fe Transportation Company operates, among other places, between San Francisco Territory, Los Angeles and intermediate points; Los Angeles, San Bernardino and intermediate points; and Los Angeles, San Diego and intermediate points. Nielsen Freight Lines operates generally between points in the counties of Sonoma, Marin, Solano, Napa and Mendocino, on the one hand, and San Francisco Territory, on the other hand.

By this application, authority is sought to establish, on less than statutory notice, through service, through routes and joint rates between the points served by applicants. The freight would be interchanged at San Francisco or Oakland. The proposed joint rates are on the same level as the minimum class rates named in Minimum Rate Tariff No. 2. 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.

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 would be advantageous to the public to be able to make through shipments over their lines under the lower rates.

The application shows that, on or about April 8, 1959, a copy 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, subject to the condition that applicants shall search out and avoid publishing or thereafter maintaining any joint through rate in excess of the combination of applicants' local rates for the transportation of a like kind of property between the same points. The application will be granted. 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 applicants shall search out and avoid publishing or thereafter maintaining any joint through rate in excess of the combination of applicants' local rates for the transportation of a like kind of property between the same points. In the event any combination of applicants' published local rates is found to make a lower rate than the joint through rate published pursuant to the authority herein granted, applicants shall immediately adjust the higher through rate in accordance with Rule 7 of General Order No. 80.

(3) That the authority herein granted shall expire unless exercised 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 19th day of May, 1959.

I concur:  
Matthew J. Dooley  
Matthew J. Dooley, Commissioner  
Date MAY 20 1959

[Signature]  
President  
[Signature]  
[Signature]  
Commissioners