

Decision No. 58897

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

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

Case No. 5432  
Petition for  
Modification No. 157

SUPPLEMENTAL OPINION AND ORDER

By this petition, Southern Pacific Company, The Atchison, Topeka and Santa Fe Railway Company, The Western Pacific Railroad Company, Union Pacific Railroad Company, Pacific Electric Railway Company and Northwestern Pacific Railroad Company seek authority, on less than statutory notice, to increase certain rates on sugar, in packages, in Items Nos. 945 to 975 and 4160 to 4225, inclusive, of Pacific Southcoast Freight Bureau Tariff No. 300 and Item No. 2130 of Pacific Southcoast Freight Bureau Tariff No. 294 to the same extent<sup>1</sup> and form as authorized by Decision No. 58418. They also seek authority to establish from Clarksburg to southern California and intermediate points involved rates based 5 cents per 100 pounds over the rates from Crockett and related points that may be authorized as a result of this petition.

The petition states that the proposal results in an increase from 46.2 cents per 100 pounds (42 cents, plus 10 percent surcharge) to 48 cents and in minimum weight from 30,000 to 42,000 pounds. The petition also states that, insofar as the rate from Clarksburg to southern California points is concerned, it has been customary in the past to maintain a carload commodity rate at a minimum weight of

<sup>1</sup>

Decision No. 58418, dated May 12, 1959, in Case No. 5432, authorized an upward adjustment in the rates for the transportation of sugar applicable generally between the San Francisco Bay area and Los Angeles Territory.

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82,000 pounds, which includes truck delivery, at a rate 5 cents per 100 pounds higher than from Crockett and related sugar refinery points grouped therewith. The petition further states that the authority is desired in order that the rail rates may be at the same level for the transportation herein involved as was established as minimum for highway carriers by Decision No. 58418, supra, in Minimum Rate Tariff No. 2.

The verified petition recites that their proposal has been discussed with the northern California sugar refiners and that the latter have no objection to the Commission according to the rail carriers the necessary authority to increase the rail rates as proposed. The petition recites also that because of established marketing practices in the sugar industry, it is desirable that published rates of rail and highway carriers from refinery points to the large Los Angeles Basin marketing area be equalized.

In the circumstances, it appears, and the Commission finds, that the proposed increases are justified. A public hearing is not necessary.

Therefore, good cause appearing,

IT IS ORDERED:

(1) That Southern Pacific Company, The Atchison, Topeka and Santa Fe Railway Company, The Western Pacific Railroad Company, Union Pacific Railroad Company, Pacific Electric Railway Company and Northwestern Pacific Railroad Company are hereby authorized, on not less than five days' notice to the Commission and the public, to establish increased rates and charges as proposed in Petition for Modification No. 157 in this proceeding.

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(2) 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 18th day of August, 1959.

Ernest R. Page  
President  
W. L. Marshall  
C. L. Fox  
Theodore J. J. J.  
Commissioners