

ORIGINAL

Decision No. 60793

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 PACIFIC MOTOR TRUCKING COMPANY to)
 cancel joint rates with HASLETT)
 WAREHOUSE COMPANY, KELLOGG EXPRESS)
 AND DRAYING COMPANY, MERCHANTS)
 EXPRESS CORPORATION, SACRAMENTO)
 CORNING FREIGHT LINES, LTD., and)
 UNITED TRANSFER COMPANY - CARLEY)
 & HAMILTON, INC., and to cancel)
 substituted service provisions)
 with rail carriers as set forth)
 in Item 680 of applicant's Local)
 and Joint Tariff No. 49-C, Cal.)
 P. U. C. No. 53.)

Application No. 42546

OPINION AND ORDER

By this application, filed August 5, 1960, Pacific Motor Trucking Company seeks authority to cancel joint rates, on less than statutory notice, between points on its line, on the one hand, and points served by Haslett Warehouse Company, Kellogg Express and Draying Company, Merchants Express Corporation, Sacramento Corning Freight Lines, Ltd., and United Transfer Company - Carley & Hamilton, Inc. All of the carriers are highway common carriers. The rates in question are published in Pacific Motor Trucking Company Local and Joint Freight Tariff No. 49-C, Cal.P.U.C. No. 53. Authority is also sought to cancel the substituted rail carrier service provisions set forth in Item No. 680 of said tariff.

Applicant alleges that no traffic is now being transported between the points herein involved under the joint rates sought to be canceled; that it is not probable that any traffic will move between said points under the joint rates in question in the future; that substitution of rail service for applicant's service under rates named in its Freight Tariff No. 49-C is not now required and has not been utilized during the past five years or more; and that it is not

probable that the substituted service will be required in the future. Moreover, applicant states that services of other carriers are available and that the cancellation of the joint through rates and substituted service provisions will not be disadvantageous to the public.

The application shows that on or about August 4, 1960, a copy thereof was mailed to interested carriers. No objection to its being granted has been received.

In the circumstances, it appears, and the Commission finds, that the proposed cancellation of joint rates and substituted rail carrier service is justified. A public hearing is not necessary. The application will be granted.

Therefore, good cause appearing,

IT IS ORDERED:

(1) That Pacific Motor Trucking Company and E. J. McSweeney, Agent, are authorized to cancel, on not less than five days' notice to the Commission and to the public, the through routes, joint rates and substituted rail carrier service provisions as proposed in this application.


(2) That the authority herein granted shall expire unless exercised within sixty days after the effective date of this order.


The Secretary is directed to mail a copy of this order to Haslett Warehouse Company, Kellogg Express and Draying Company, Merchants Express Corporation, Sacramento Corning Freight Lines, Ltd., United Transfer Company - Carley & Hamilton, Inc., Holton Inter-Urban Railway Company, Northwestern Pacific Railroad Company, Pacific


Electric Railway Company, Petaluma and Santa Rosa Railroad Company,
Southern Pacific Company and Visalia Electric Railroad Company.

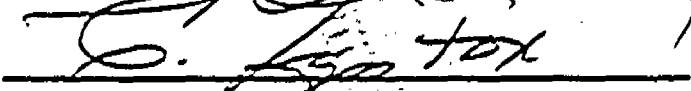
This order shall become effective twenty days after the
date hereof.

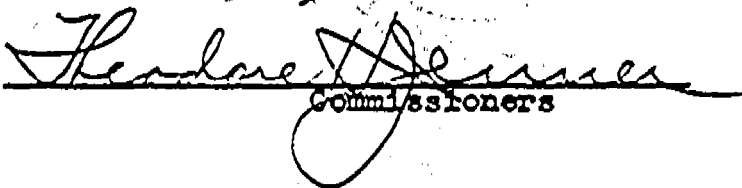
Dated at San Francisco, California, this 27th
day of SEPTEMBER, 1960.



President








Commissioners