

Decision No. 60824

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Consolidated Freightways Corporation of Delaware, a corporation, formerly Consolidated Freightways, Inc., for authority to charge less than minimum rates for the transportation of calcined petroleum coke.	}	Application No. 42612 (As Amended)
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OPINION AND ORDER

Applicant holds radial highway common carrier, highway contract carrier and city carrier permits. It also holds certificates to operate as a highway common carrier and as a petroleum irregular route carrier between points not involved in this proceeding.

By Decision No. 59073, dated September 29, 1959, in Application No. 40959, it was authorized to assess a rate less than the applicable minimum rate for shipments of calcined petroleum coke in bulk for Great Lakes Carbon Corporation from Wilmington to Long Beach Harbor, a distance of 5.39 miles. The authority is scheduled to expire October 19, 1960.

By this application, filed August 29, 1960, as amended September 2, 1960, authority is sought to continue to charge less than the minimum rate otherwise applicable for a period of not less than one year. Applicant requests also that the authority be modified by adjusting the authorized rate of 46 cents per ton to 53 cents per ton.

The application, as amended, shows that on or about August 25, 1960, a copy thereof was served on California Trucking Associations, Inc. No objection to its being granted has been received.

¹ No authority for the increase is required, inasmuch as applicant performs the transportation as a highway permit carrier for which only minimum rates have been established. Authority to continue the use of the sought rate beyond October 19, 1960, is required, however, inasmuch as the rates are below the minimum rates otherwise applicable.

Decision No. 59073, supra, stated that while applicant had made reliable estimates of the factors and of the time involved in performing the service, the cost data were not entirely complete. In response thereto applicant now submits, in Appendix A to the application, revised cost data based on actual performance of the service herein involved.

The application states that the shipper and carrier have found the arrangement for the transportation herein to be mutually satisfactory and beneficial. It further states that notwithstanding the fact that the movement herein is not continuous, the heavy volume handled in the loading and the extraordinarily efficient bulk loading facilities utilized combine to make the sought rate fully compensatory.

The Transportation Division staff has reviewed the verified application and has recommended that it be granted.

In the circumstances, it appears, and the Commission finds, that the proposed rate is reasonable for the transportation for which it would apply. A public hearing is not necessary. The application, as amended, will be granted.

Therefore, good cause appearing,


IT IS ORDERED:

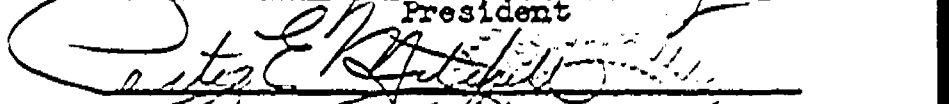
(1) That Consolidated Freightways Corporation of Delaware, a corporation, is hereby authorized to transport calcined petroleum coke, in bulk, for Great Lakes Carbon Corporation from the shipper's plant at Wilmington to Long Beach Harbor, Pier D, Berth 28, at a rate of not less than 53 cents per ton in lieu of the minimum rate otherwise applicable.


(2) That the authority herein granted shall expire October 19, 1961, unless sooner canceled, changed or extended by order of the Commission.

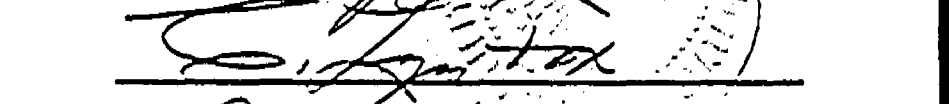
The effective date of this order shall be October 19, 1960.

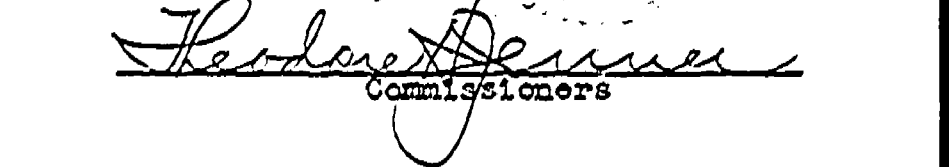
Dated at San Francisco, California, this 4th day of October, 1960.



President








Commissioners