

62557

ORIGINAL

Decision No. _____

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation into)
the rates, rules, regulations, charges,)
allowances and practices of all common)
carriers, highway carriers and city)
carriers relating to the transportation) Petition for Modification
of petroleum and petroleum products in) No. 48
bulk (commodities for which rates are)
provided in Minimum Rate Tariff No. 6).)

Case No. 5436
Petition for Modification
No. 48

OPINION AND ORDER

By Decision No. 61783, dated April 4, 1961, in Case No. 5436, Petition for Modification No. 40, Acme Transportation, Inc., was authorized to publish rates less than the minimum rates otherwise applicable for the transportation of residual fuel oil between certain points.¹ The authorized rates were similar to those established in Minimum Rate Tariff No. 6 by Decision No. 61462 for the transportation of gasoline and petroleum fuel oil distillate. They were established for a trial period and are published to expire with September 25, 1961, the same expiration date as applies to the rates in Minimum Rate Tariff No. 6.

By petition filed July 25, 1961, Acme Transportation, Inc., seeks authority to continue the presently authorized rates in effect until September 25, 1962. Authority is also sought to publish the proposed rates on not less than five days' notice to the Commission and the public.

The petition alleges that the conditions which prevailed to warrant granting the original authority still prevail; that petitioner is satisfied that the rates are reasonable and compensatory; that this traffic is very important to petitioner; and that the availability of such transportation is dependent upon the continuance of the current authority.

¹

The rates apply only from "Group 2", which includes San Leandro, Oakland, Richmond, Crockett and Martinez, to Sugarfield and Manteca and are vehicle unit volume tender rates for seven consecutive days and thirty consecutive days.

The petition shows that on or about July 24, 1961, a copy thereof was served on interested parties, including the California Trucking Associations, Inc. No objection to the granting of the petition has been received.

By Decision No. 62425, dated August 15, 1961, in Case No. 5436, Petition for Modification No. 45, the Commission extended the expiration date of the vehicle unit volume tender rates on gasoline and petroleum fuel oil distillate in Minimum Rate Tariff No. 6 until March 25, 1962. Petitioner will be granted the authority to publish its rates for the same period.

In the circumstances, it appears, and the Commission finds, that the proposed rates with an expiration date of March 25, 1962, are reasonable and justified by transportation conditions. A public hearing is not necessary.

Good cause appearing,

IT IS ORDERED that:

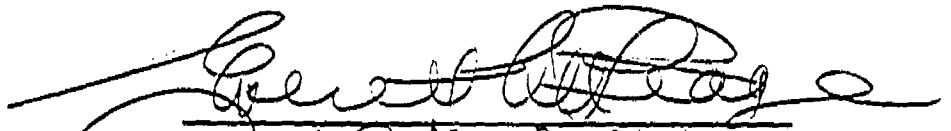
(1) Except for the 24-consecutive-hour rate, Acme Transportation, Inc., a corporation, is authorized, on not less than five days' notice to the Commission and to the public, to publish the vehicle unit volume tender rates, rules and regulations established by Decision No. 61462 dated February 7, 1961, as amended by Decision No. 62034 dated May 22, 1961, and Decision No. 62425, dated August 15, 1961, to expire March 25, 1962, for the transportation of residual fuel oil from points located in Group 2 as described in Minimum Rate Tariff No. 6 to Sugarfield and Manteca.


(2) Acme Transportation, Inc., a corporation is hereby authorized to depart from the long-and-short-haul provisions of Section 460 of the Public Utilities Code and Article XII, Section 21, of the Constitution of the State of California, to the extent necessary to exercise the authority granted herein.


C. 5436 (Pet. for Mod. 48) - km


The effective date of this order shall be September 25, 1961.

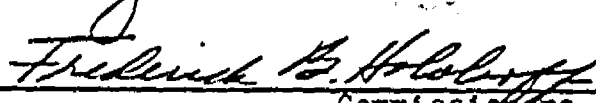
Dated at San Francisco, California, this 12th day of
September, 1961.



President








Commissioners