

ORIGINAL

Decision No. 62696

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
SOUTHERN CALIFORNIA FREIGHT LINES
and SOUTHERN CALIFORNIA FREIGHT
FORWARDERS for authority to publish
less than minimum rates under
provisions of Section 452 of the
Public Utilities Code.

Application No. 43092
(Filed January 25, 1961)

OPINION AND ORDER

By interim order contained in Decision No. 61529, dated February 21, 1961, applicants were authorized to publish and maintain certain rates lower than the minimum rates otherwise applicable for the transportation of canned goods from Hemet to destinations within Los Angeles Basin Territory for a period ending September 6, 1961. The short duration of the authority was based upon consideration of the fact that the then existing labor agreement with drivers was scheduled to expire and that major changes in the terms of the contract were expected to be negotiated in July 1961. Negotiations and ratification of a new labor contract were not concluded by September 6, 1961. The Commission has before it in Case No. 5432, Petition No. 233, the matter of increases in minimum rates because of increases in wages resulting from a new labor agreement. By letter, the applicant has requested the Commission, because of the pendency of Petition No. 233 and because it has not had opportunity to measure the effect of the new wage rates, to continue the authority to a date which will permit further proceedings herein, if such be necessary, subsequent to determination by the Commission of the proceedings involving the minimum rates.

The rates published by applicants pursuant to the authority granted in Decision No. 61529 have expired. Upon consideration of all of the circumstances, we find that the authority should be reinstated so as to expire February 28, 1962 and that applicants should be authorized to publish rates pursuant thereto on not less than five days' notice.

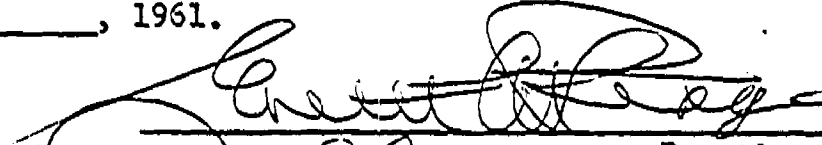
The matter of whether applicants should be granted authority to charge less than the minimum rates after February 28, 1962 for this transportation will necessarily involve consideration of the cost of performing the service under the new wage rates. Under the circumstances no purpose is served by keeping this proceeding open; therefore,

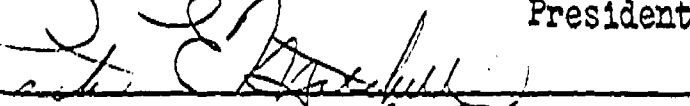
IT IS ORDERED that Decision No. 61529 is made final in this proceeding and that the authority granted to publish the rates set forth in Appendix "A" thereof is reinstated so as to expire February 28, 1962 unless sooner canceled, changed or extended by order of the Commission.

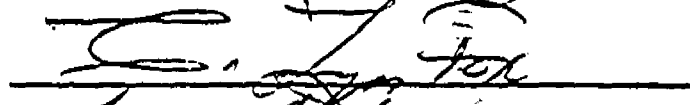
IT IS FURTHER ORDERED that in the publication of the rates here involved applicants are authorized to exercise the authority granted hereinabove on not less than five days' notice to the Commission and to the public.

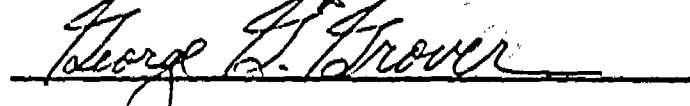
The effective date of this order shall be the date hereof.


Dated at San Francisco, California, this 17th day of October, 1961.



President








Commissioners