

ORIGINAL

Decision No. 63407

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
R. C. Ellis, Agent, for permission )  
under Sections Nos. 454, 460 and 490 )  
of the Public Utilities Code to pub- )  
lish certain tariff provisions. )

Application No. 43999  
(Filed December 8, 1961)

OPINION AND ORDER

R. C. Ellis, Agent, publishes, on behalf of numerous highway common carriers, including California Motor Transport Co. and California Motor Express, Ltd., (referred to hereinafter as CMT and CME, respectively) tariffs setting forth rates, rules and regulations for the transportation of property between points in California.

By this application authority is sought to cancel through routes and joint rail competitive rates maintained between points served by CMT and CME, on the one hand, and points served by 36 other common carriers parties to Local and Joint Freight and Express Tariff No. 14-A, Cal.P.U.C. No. 1 (James C. Coughlin, Agent, series), on the other hand. All of the points herein involved are served locally by CMT and CME.

The application states that all rail competitive rates established in the above tariff, until recently, have been published in such a manner that they applied jointly over the lines of all carriers participating in the tariff via CMT and/or CME; that it was never the purpose of applicant to publish rail competitive rates having joint application; that such rail competitive rates were intended only to apply over the lines of CMT and/or CME; and that to the best of applicant's knowledge such intent has existed since the rates in question were first established many years ago. The application further states that, to the best of applicant's knowledge,

no shipments have ever moved under the joint arrangements herein involved. The application alleges that, since all of the rates sought to be canceled apply between points served locally by CMT and CME, operations can be performed more efficiently by CMT and CME than jointly with other carriers.

In the circumstances, it appears that the cancellation of joint rates, as proposed herein, will not be adverse to the public interest and is justified. A public hearing is not necessary. The application will be granted.

Good cause appearing,

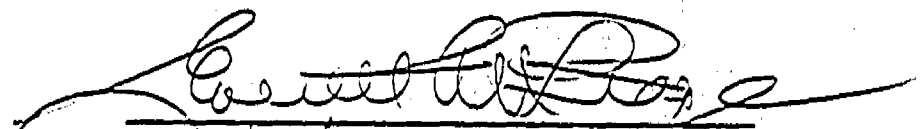
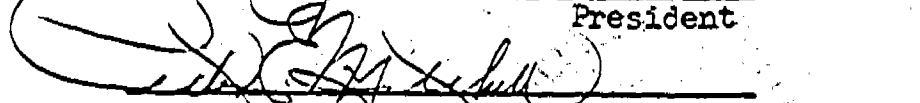
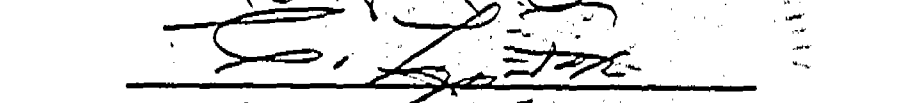

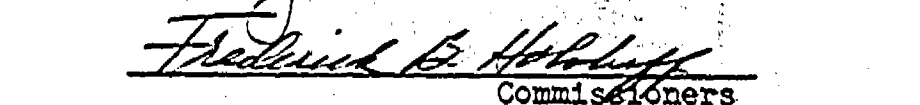
IT IS ORDERED that:

(1) R. C. Ellis, Agent, is hereby authorized to publish, on behalf of carriers participating in his Local and Joint Freight and Express Tariff No. 14-A, Cal.P.U.C. No. 1 (James C. Coughlin, Agent, series), tariff provisions for the cancellation and restriction of rail competitive through routes and joint rates as proposed in the above-numbered application.

(2) The authority herein granted shall expire unless exercised within sixty 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 13th day of March, 1962.

  
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President  
  
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Commissioners