

Decision No. 64416

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
WALKUP DRAYAGE & WAREHOUSE COMPANY,)
a corporation, for authority to)
charge less than certain minimum)
rates prescribed in City Carriers')
Tariff No. 1-A.)

Application No. 44758
(Filed September 4, 1962)

In the Matter of the Application of)
SAN FRANCISCO WAREHOUSE CO., a)
corporation, for authorization to)
transport tobacco products for)
AMERICAN TOBACCO COMPANY, BROWN)
& WILLIAMSON TOBACCO CORPORATION)
and LIGGETT AND MYERS TOBACCO)
COMPANY within San Francisco at)
rate below minimum rate prescribed)
by City Carriers' Tariff No. 1-A.)

Application No. 44764
(Filed September 6, 1962)

In the Matter of the Application of)
C. L. TILDEN, JR., and IRVING S.)
CULVER, partners doing business as)
GIBRALTAR WAREHOUSES, for authoriza-)
tion to transport tobacco products)
for R. J. Reynolds Tobacco Company)
within San Francisco at rate below)
minimum rate prescribed by City)
Carriers' Tariff No. 1-A.)

Application No. 44765
(Filed September 6, 1962)

OPINION AND ORDER

Applicants, Walkup Drayage and Warehouse Company, a corporation, San Francisco Warehouse Co., a corporation, and C. L. Tilden, Jr., and Irving S. Culver, doing business as Gibraltar Warehouses, all operate as permitted carriers and as public utility warehousemen under authority granted by this Commission. The latter-named partners also operate as a certificated carrier.

By these applications they seek authority as city carriers to continue to charge less than the established minimum rates for the transportation of cigarettes and manufactured tobacco products from their respective warehouses located in San Francisco to jobbers located in San Francisco for the account of one or more named

shippers as specified in the decisions noted in the margin below.¹
The current authorities are scheduled to expire with November 1,
1962.

Applicants allege that there has been no material change in the circumstances surrounding the transportation involved herein except for increases in wage rates which became effective July 1, 1962; that the conditions under which applicants perform this transportation are favorable and enable them to realize unusual economies in their operations; and that the same conditions which justified the granting of applicants' present authorities still prevail.

Applicants declare that the currently authorized rates will yield revenues sufficient to enable them to perform the transportation involved herein at a reasonable profit for the ensuing year.

The applications show that copies thereof were served on interested parties. No objections to their being granted has been received.

In Decision No. 62732 dated October 24, 1961, in Case No. 5441 (Petition for Modification No. 50) and Application No. 43348, it was indicated that the proper solution to the competitive problem in the local transportation of manufactured tobacco products from warehouses in San Francisco and East Bay cities would be the establishment of a uniform scale of minimum rates within the area involved. A public hearing in Case No. 5441 for

¹ Walkup Drayage and Warehouse Company transports for Phillip Morris, Inc., and P. Lorillard Co.; San Francisco Warehouse Co. transports for American Tobacco Company, Brown & Williamson Tobacco Corporation and Liggett & Myers Tobacco Company (See Decision No. 62569 of October 10, 1961, in Applications Nos. 43762 and 43747). C. L. Tilden, Jr., and Irving S. Culver, partners doing business as Gibraltar Warehouses, transport for R. J. Reynolds Tobacco Company (See Decision No. 64004 of July 24, 1962, in Application No. 44486).

the receipt of evidence covering this and other transportation is scheduled for October 29, 1962, in San Francisco. Pending the further general consideration of the minimum rates, the Commission finds that the rates proposed by applicants will be reasonable and consistent with the public interest. This is a matter in which a public hearing is not necessary. The applications will be granted. In view of the impending expiration date of the current authorities, the order which follows will be made effective November 1, 1962.

Good cause appearing,

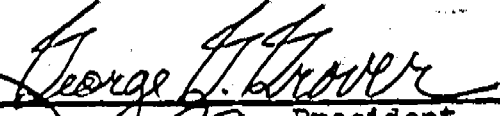
IT IS ORDERED that:

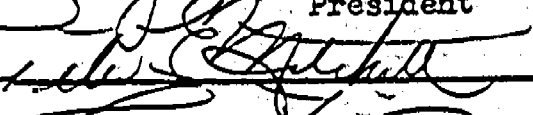
1. Walkup Drayage and Warehouse Company, a corporation, San Francisco Warehouse Co., a corporation, and C. L. Tilden, Jr., and Irving S. Culver, doing business as Gibraltar Warehouses, and each of them, are hereby authorized to assess rates less than the applicable minimum rates set forth in City Carriers' Tariff No. 1-A, but not less than those set forth in Appendix A attached hereto and by this reference made a part hereof for the transportation described therein.

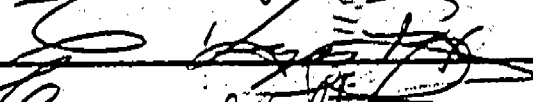
2. The authority granted herein shall, on and after November 1, 1962, supersede the authorities granted by Decisions Nos. 62569 and 64004 and shall expire with November 1, 1963.

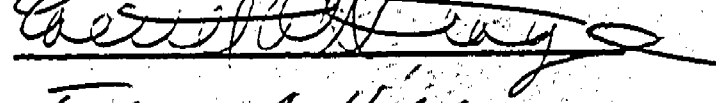
This order shall become effective November 1, 1962.


Dated at San Francisco, California, this 11th day of October, 1962.



President








Commissioners

APPENDIX A TO DECISION NO. 64116

Authorized rates for the transportation of cigarettes and manufactured tobacco products as described in Items 26880 to 26940, inclusive, of Western Classification No. 77 by:

WALKUP DRAYAGE AND WAREHOUSE COMPANY from its warehouse at 20th and Illinois Streets, San Francisco, for Phillip Morris, Inc., and P. Lorillard Co.;

SAN FRANCISCO WAREHOUSE CO. from its warehouse at 180 Napoleon Street, San Francisco, for American Tobacco Company, Brown & Williamson Tobacco Corporation and Liggett & Myers Tobacco Company; and,

C. L. Tilden, Jr., and Irving S. Culver, doing business as GIBRALTAR WAREHOUSES, from their warehouse at 299 Brannan Street, San Francisco, for R. J. Reynolds Tobacco Company;

TO: Points and places in Zone 1 as described in City Carriers' Tariff No. 1-A.

Rates are subject to a minimum weight of 75,000 pounds per month tendered to the carrier by the shipper.

<u>Minimum Weight in Pounds</u>	<u>Charges in Cents Per Shipment</u>	<u>Rates in Cents Per 100 Pounds</u>
25 or less	110	
Over 25 but not over 50	140	
Over 50 but not over 75	165	
Over 75 but not over 100	200	
Over 100 but not over 579	255	
Over 579 but not over 3,818		44
Over 3,818 but not over 4,000	1680	
Over 4,000		42

End of Appendix A