

Decision No. 65163

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of Application of)	
E.J. McSWEENEY, Agent, for authority)	
to cancel certain joint rates between)	
Pacific Motor Trucking Company and/or)	
Pacific Motor Transport Company, on)	Application No. 45133
the one hand, and, on the other hand,)	(Filed January 23, 1963)
Transcon Lines and Sacramento Auto)	
Truck Company (Mark A. Bozaich, dba),)	
presently published in E.J. McSweeney,)	
Agent, Local and Joint Freight and)	
Express Tariff No. 1.)	

OPINION AND ORDER

By this application, authority is sought to cancel certain through routes and joint rates between points served by Pacific Motor Trucking Company and Pacific Motor Transport Company, on the one hand, and points served by Transcon Lines and by Mark A. Bozaich, doing business as Sacramento Auto Truck Company, on the other hand.¹

According to the application, the public will not be affected by the cancellation of the joint rates because such rates are not currently being used and have been inactive for some time. The application states that joint rates in connection with Transcon Lines were first established July 9, 1951, between Savage Transportation Company, Inc. (predecessor to Transcon) and Pacific Freight Lines Express (predecessor to Pacific Motor Transport Company). It alleges that traffic has not been interchanged between Transcon and Pacific Motor Trucking Company or Pacific Motor Transport Company since Transcon acquired the operating rights of Savage.

¹ The joint rates sought to be canceled are published in Local and Joint Freight and Express Tariff No. 1, Cal.P.U.C. No. 1, E. J. McSweeney, Agent.

Applicant asserts that joint rates were first established between Sacramento Auto Truck Company and Pacific Freight Lines (predecessor to Pacific Motor Trucking Company) effective September 20, 1954 and that such rates apply only at Davis and Woodland on the line of Sacramento Auto Truck Company with interchange at Sacramento. It is alleged that, as both Pacific Motor Trucking Company and Pacific Motor Transport Company now serve all three points direct, no traffic is being interchanged between them and Sacramento Auto Truck Company.

The application alleges that as no traffic is being interchanged under the joint rates sought to be canceled, the public interest will not suffer any adverse effects from their cancellation.

Also, according to the application Transcon Lines and Sacramento Auto Truck Company are parties to Interstate Freight Carriers Conference, Inc., Agent, California Common Carrier Motor Freight Tariff No. 10, Cal.P.U.C. No. 4, and have joint rates to virtually all of the points served by Pacific Motor Trucking Company. The application alleges that, as a consequence, the public will not be adversely affected in the event any future need should arise for service to points served by Pacific Motor Trucking Company and Pacific Motor Transport Company on traffic originating by the aforesaid other carriers.

In the circumstances, the Commission finds that the proposed cancellation of through routes and joint rates 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. E. J. McSweeney, Agent, is hereby authorized to cancel the through routes and joint rates as proposed in the above-numbered application.

2. The tariff publications authorized to be made as a result of the order herein may be made effective not earlier than thirty days after the effective date hereof on not less than thirty days' notice to the Commission and the public.

3. 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 2nd day of April, 1963.

George G. Hoover
President

Robert W. Leary

Frederick B. Holbeck

William W. Brandt
Commissioners