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ORIGINAL

Decision No. \_\_\_\_\_

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application )  
of YOUNG'S COMMERCIAL TRANSFER, INC., )  
a California Corporation, to depart )  
from the rates, rules and regulations )  
of Minimum Rate Tariff No. 2. )

Application No. 45232  
(Filed March 12, 1963)

OPINION AND ORDER

Applicant holds radial highway common carrier, highway contract carrier and petroleum contract carrier permits. By Decision No. 63524, dated April 3, 1962, it was authorized to assess charges for the transportation of bakery goods in wheeled carriers on the net weight of the bakery goods exclusive of the weight of said wheeled carriers.<sup>1</sup> The authority herein involved was first granted in 1957 by Decision No. 54768 for a one-year period which has been extended from time to time.<sup>2</sup> The authority currently is scheduled to expire with April 22, 1963.

Applicant herein seeks an extension of the authority for a further one-year period or such greater period as the Commission may order.

The transportation service herein involved is described in said Decision No. 54768. As stated therein, applicant transports bakery goods from the San Francisco Bay area to points in northern and central California. The shipping practices of the bakeries involve the use of wheeled bread racks which are specially constructed to

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<sup>1</sup> Item No. 70 of Minimum Rate Tariff No. 2 provides that charges shall be assessed on the gross weight of the shipment and that no allowance shall be made for the weight of containers.

<sup>2</sup> Decision No. 54768, dated April 2, 1957, in Case No. 5432, Petition No. 81.

permit them to be wheeled loaded into the carriers' equipment. These racks, for the most part, are owned by the carriers and are considered an integral part of their equipment. Assertedly the practice of delivering bread in this manner has been in use for many years, is feasible and economical, and permits expeditious handling of bakery goods with a minimum of damage to the commodities.

By the present application, applicant alleges that there has been no substantial change in the service; that there has been no substantial change in the equipment of applicant; that the conditions which justified the current authority still exist substantially unchanged; that applicant can perform the service economically and at a profit; and that the type and character of property and the specialized nature of the transportation service render it impracticable to assess charges on the gross weight of the wheeled carriers and their contents. It is also alleged that the deviation from the minimum rates sought herein will not affect other carriers or shippers.

The verified application shows that a copy thereof was mailed to the California Trucking Association on or about March 12, 1963. No objection to the granting of the application has been received.

In the circumstances, it appears, and the Commission finds, that applicant's proposal is reasonable. A public hearing is not necessary. The application will be granted. However, as the conditions surrounding the transportation may change, the continuation of the current authority will be limited to one year unless sooner canceled, changed or extended by order of the Commission.

Good cause appearing,

IT IS ORDERED that:

1. Young's Commercial Transfer, Inc., is hereby authorized to assess charges on shipments of bakery goods in wheeled carriers on

the net weight of the bakery goods exclusive of the weight of the wheeled carriers.

2. The authority granted herein shall, on and after April 22, 1963, supersede the authority granted by Decision No. 63524 and shall expire with April 22, 1964.

This order shall become effective April 22, 1963.

Dated at San Francisco, California, this 16th day of April, 1963.

George H. Grover  
President  
John E. Mitchell  
Charles W. Page  
Fredrick B. Holdhoff  
William W. Bennett  
Commissioners