

Decision No. 65400

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application of)	
Walter Sphar, doing business as)	
WALTER SPHAR TRUCKING, Po. Box 83)	Application No. 45250
Likely, California, to extend)	(Filed March 18, 1963)
Application No. 42822, Decision)	
No. 61935, for the transportation)	
of peat moss, for another year.)	

OPINION AND ORDER

Applicant operates as a radial highway common carrier. By Decision No. 63637 dated May 1, 1962, in Application No. 44286, he was authorized to assess rates not lower than 85 percent of the Class D rates in Minimum Rate Tariff No. 2 subject to a minimum weight of 44,000 pounds, for the transportation of peat moss from the plant of American Modoc, Inc., at Likely (Modoc County). The authority is scheduled to expire May 21, 1963.

By this application, an extension of the current authority is sought for a further one-year period.

Applicant avers that he has been in the trucking business for the past four years; that he lives within two blocks of the American Modoc, Inc., plant at Likely; that his truck is loaded at the plant by the shipper's own employees; and that he has been hauling peat moss since May, 1961, under previous authorities granted by the Commission at rates based on the same classification rating sought herein. Applicant states that he usually averages two loads a week with a 44,000-pound minimum; that he transports the peat moss to points as far north as Redding and as far south as Bakersfield; and that he has found the current rates to be satisfactory.

The application shows that a copy thereof was mailed to California Trucking Association on or about March 16, 1963. No objection to its being granted has been received.

In the circumstances, it appears, and the Commission finds, that the proposed rates are reasonable. This is a matter in which a public hearing is not necessary. The application will be granted.

In view of the expiration date of the current authority, the order which follows will be made effective May 21, 1963.

Good cause appearing,

IT IS ORDERED that:

1. Walter Sphar is hereby authorized to assess rates not lower than 85 percent of the Class D rates in Minimum Rate Tariff No. 2 (subject to all other applicable rules and charges in said tariff), subject to a minimum weight of 44,000 pounds, for the transportation of peat moss from the plant of American Modoc, Inc., at Likely (Modoc County), when all loading of the vehicle is done by the shipper.

2. The authority herein granted shall, on and after May 21, 1963, supersede the authority granted by Decision No. 63637 and shall expire with May 21, 1964.

The effective date of this order shall be May 21, 1963.

Dated at San Francisco, California, this 11th day of May, 1963.

Thomas G. Grover
President

John L. H. H. H.

Fredrick B. Halchuff

William W. Bennett

Commissioners