

ORIGINAL

Decision No. 65879

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of PONY EXPRESS, a California)
corporation, to charge less than)
the minimum rates established by)
the California Public Utilities)
Commission as authorized in Section)
3666 of the Public Utilities Code)
of the State of California.)

Application No. 45572
(Filed July 2, 1963)
(Amended July 9, 1963)

OPINION AND ORDER

Applicant holds radial highway common carrier, highway contract carrier and city carrier permits. By Decision No. 64005 dated July 24, 1962, in Application No. 44500, applicant was authorized to observe a second-class rating for the transportation of automobile parts and accessories in lieu of the actual classification on each article for General Motors Corporation, General Motors Parts Division, from that company's Van Nuys warehouse to points in southern California. The rates applicant was authorized to assess are the second-class rates set forth in Minimum Rate Tariff No. 2. The authority is scheduled to expire September 12, 1963.

By this application, as amended, authority is sought to continue the deviation from the minimum rates. Applicant also requests that the authority be modified by excluding fenders and auto engine hoods from the commodities transported thereunder, limiting such transportation to points in southern California outside the Los Angeles Drayage Area, and establishing Los Angeles as an additional point of origin.

Applicant alleges that, on or about July 8, 1963, the Cadillac Division of General Motors Corporation warehouse at 5370 West Jefferson Boulevard, Los Angeles, was placed under the

jurisdiction of General Motors Parts Division of the General Motors Corporation and it has entered into a contract in writing for the transportation of the aforementioned commodities from said Los Angeles warehouse to General Motors dealers throughout southern California.

According to the application, important economies in time and effort in rating and billing have been effected. Applicant states that, during the past year, it has excluded fenders from the application of the authorized rates and has charged and received rates based on the classification ratings for such transportation. Applicant avers that two studies made in May, 1963, show that the over-all revenue accrued under the applicable classification rating on the fenders and the authorized second-class rating on the other commodities was within one percent of the revenue that would have been collected under the actual classification ratings.¹

Applicant further alleges that it has analyzed the shipments in the aforesaid studies and, had the actual class rates been applied to the auto engine hoods in addition to the fenders, the revenue received thereunder would have exceeded by .81 percent the revenue that would have accrued under the actual classification ratings.²

The application shows that on or about July 8, 1963, a copy thereof was served on California Trucking Association. No objection to its being granted has been received.

In the circumstances, it appears, and the Commission finds, that the proposed basis of rating and charges is reasonable. A public hearing is not necessary. The application, as amended, will

¹ These studies were made May 14 and 15, 1963, and show a revenue received of \$2,044.52 for 354 shipments in lieu of \$2,063.21 that would have accrued under the applicable minimum rates.

² The revenue would have been \$2,079.85 compared to \$2,063.21 under the applicable minimum rates.

be granted. However, as the conditions under which the service is performed may change at any time, the authority will be made to expire at the end of one year.

Good cause appearing,

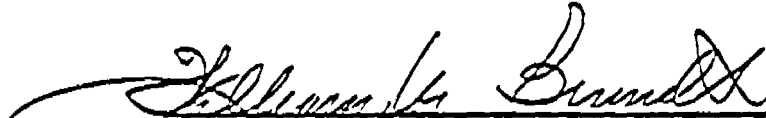
IT IS ORDERED that:

1. Pony Express, a corporation, is hereby authorized to assess a second-class rating in lieu of the classification ratings otherwise applicable, at rates not less than the second class rates set forth in Minimum Rate Tariff No. 2, for the transportation of automobile parts and accessories (except fenders and auto engine hoods) from the General Motors Corporation, General Motors Parts Division warehouses in Van Nuys and Los Angeles to points in southern California outside the Los Angeles Drayage Area as defined in Minimum Rate Tariff No. 5.

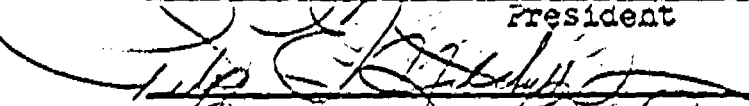
2. The authority herein granted shall, on and after the effective date hereof, supersede the authority granted by Decision No. 64005 and shall expire with August 26, 1964.

The effective date of this order shall be August 26, 1963.

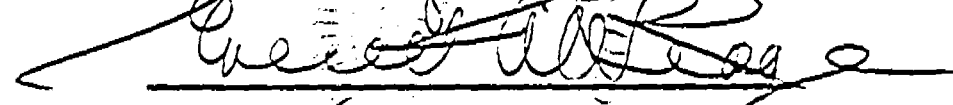
Dated at San Francisco, California, this 13th day of August, 1963.



President



Commissioner



Commissioner

Commissioners

Commissioner George G. Crover, being necessarily absent, did not participate in the disposition of this proceeding.