

Decision No. 66726

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of R. C. Ellis, Agent, for authority) Application No. 45996
to cancel certain joint rates and) (Filed December 4, 1963)
joint routes.)

OPINION AND ORDER

By this application, authority is sought to cancel through routes and joint rates between points served by California Motor Express, Ltd., and California Motor Transport Co. on the one hand, and Bonded Draying Service and Stapel Truck Lines, Inc., on the other hand. All of the carriers are highway common carriers.¹

According to the application, the joint service now authorized applies only to shipments interchanged at San Francisco and Oakland for movement to or from Travis Air Force Base or to or from Concord and Walnut Creek. The application alleges that when these joint provisions herein involved were first established a relatively small volume of traffic actually moved thereunder. However, in the interim California Motor Express, Ltd., and California Motor Transport Co. have acquired common carrier operating authority direct to Travis Air Force Base, Concord and Walnut Creek and as a result no joint service has been requested or provided for a period of several years.

The application states that the proposed cancellation of joint rates will have no adverse effect upon the public interest; that the provisions sought to be canceled reflect a service no longer

¹ The rates in question are published in R. C. Ellis, Agent, Local and Joint Freight and Express Tariff No. 14-A, Cal.P.U.C. No. 1 (James C. Coughlin, Agent, Series).

demanded by the public; that all carriers herein mentioned desire that the provisions be canceled; and that should joint service be demanded, it will still be available via California Motor Express, Ltd., California Motor Transport Co., and other highway common carriers parties to the R. C. Ellis, Agent, tariff.

Applicant further requests authority to publish the proposed tariff changes on less-than-statutory notice so that the R. C. Ellis, Agent, Local and Joint Freight and Express Tariff No. 14-A may be amended to reflect the actual service being performed at the earliest possible date as the applicant intends to cancel the tariff in full at an early date and transfer the provisions therein to another agency tariff. It is alleged that such cancellation cannot be completed until and unless the cancellation of joint service herein sought is authorized.

In the circumstances, it appears, and the Commission finds, that the proposed cancellation of through routes and joint rates is justified. A public hearing is not necessary. The application will be granted.

Good cause appearing,

IT IS ORDERED that:

1. R. C. Ellis, Agent, is hereby authorized to cancel the through routes and joint rates as proposed in this application.

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

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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 13th day of January, 1964.

William L. Burnett
President
John L. Mitchell
Conrad W. Page
George L. Grover
Fredrick B. Holhoff
Commissioners