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

**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. 45949  
to amend certain tariff provisions. ) (Filed November 12, 1963)

OPINION AND ORDER

By this application, R. C. Ellis, Agent, on behalf of California Motor Transport Co. and California Motor Express, Ltd., seeks authority to amend certain tariff provisions on less than statutory notice and to depart from the long- and short-haul provisions of Section 460 of the Public Utilities Code in connection with publication of the proposed tariff amendments.

The proposed tariff amendments would remove certain geographical exceptions to existing tariff rules pertaining to (1) exclusive use of carrier's equipment, (2) articles of unusual weight, (3) hours of operation at carrier's freight depots, (4) special receipts for delivery of freight and (5) undelivered shipments.<sup>1</sup> Applicant states that the geographical exceptions to the tariff rules were incorporated in the agency tariff several years ago to avoid the possibility of any technical increases at a time when California Motor Transport Co., having acquired the operative rights of Circle Freight Lines, Sonora Freight Lines and Stockton Motor Express, transferred the tariff provisions of those companies to the agency tariff.

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<sup>1</sup> The present tariff provisions involved 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), hereinafter referred to as the agency tariff. The proposed tariff amendments are set forth in detail in Exhibit A attached to the application.

Applicant states that California Motor Transport Co., after operating under these geographical exception provisions for several years, has found that such provisions impede efficiency, make the tariff difficult for the shipping public to interpret, cause errors by carrier personnel and tend to prevent the company from providing a uniform, system-wide service.

Applicant avers that the removal of all geographical exception provisions from the tariff, as proposed herein, will make the rules in the agency tariff uniformly applicable between all points served by California Motor Transport Co. and California Motor Express, Ltd.

No objection has been received to the granting of this application.

In the circumstances, it appears, and the Commission finds, that the tariff amendments as proposed in this application are justified. A public hearing is not necessary. The application will be granted.

IT IS ORDERED that:

1. R. C. Ellis, Agent, is hereby authorized to make the tariff amendments as specifically proposed in Exhibit A of Application No. 45949.
2. R. C. Ellis, Agent, is hereby authorized to depart from long- and short-haul provisions of Section 460 of the Public Utilities Code to the extent necessary to exercise the authority granted herein.
3. 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.

4. 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 25<sup>th</sup> day of February, 1964.

William W. Bennett  
President  
Robert W. Page  
George E. Grover  
Fredrick B. Halaloff  
Commissioners