

ORIGINAL

Decision No. 68409

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation into)
the rates, rules, regulations, charges,)
allowances and practices of all common)
carriers, highway carriers and city)
carriers relating to the transportation)
of any and all commodities between and)
within all points and places in the)
State of California (including, but not)
limited to, transportation for which)
rates are provided in Minimum Rate)
Tariff No. 2).)

Case No. 5432
Petition for Modification
No. 365
(Filed November 25, 1964)

SUPPLEMENTAL OPINION AND ORDER

By Decision No. 67326 dated June 3, 1964, in Case No. 5432, Petition for Modification No. 341, Charles E. Zimmerman was authorized to transport shipments of wholesale drug supplies, each weighing 75 pounds or less, for Western Drug Supply and McKesson-Robbins, Inc., between Sacramento and Isleton via Courtland and Walnut Grove at charges per shipment less than the established minimum charges otherwise applicable.

By this petition, authority is sought to transport shipments of wholesale drug supplies for Brunswig Drug Company between the same points at the same less-than-minimum charges per shipment subject to the same limitations and conditions authorized by Decision No. 67326, supra.

Petitioner avers that, through oversight, he failed to include in Petition for Modification No. 341 the firm of Brunswig Drug Company, a wholesale drug supply business in Sacramento, as a shipper and that such failure has subjected this

shipper to a discriminatory disadvantage in competing with McKesson-Robbins, Inc. and Western Drug Supply in making sales to drug stores in Courtland, Walnut Grove and Isleton. Petitioner further avers that the needs of Brunswig Drug Company in regard to shipping are identical with those of McKesson-Robbins, Inc. and Western Drug Supply.

The petition shows that a copy thereof was served upon California Trucking Association on or about November 17, 1964. No objection to the granting of the petition has been received.

In the circumstances, it appears, and the Commission finds, that Decision No. 67326, supra, should be amended as provided in the following order. A public hearing is not necessary. The petition should be granted.

IT IS ORDERED that:

1. Ordering Paragraph 2 of Decision No. 67326 dated June 3, 1964, in Case No. 5432 is hereby amended to read as follows:
2. Charles E. Zimmerman is hereby authorized to transport shipments of wholesale drug supplies, each weighing 75 pounds or less, for Western Drug Supply, McKesson-Robbins, Inc., and Brunswig Drug Company between Sacramento and Isleton via Courtland and Walnut Grove, at charges per shipment less than the established minimum charges per shipment but not less than the following:

Weight of Shipment (In Pounds)		Minimum Charge (In Cents)
<u>Over</u>	<u>But Not Over</u>	
0	25	140
25	50	150
50	75	175

3. In all other respects, said Decision No. 67326 shall remain in full force and effect.

This order shall become effective twenty days after the date hereof.

Dated at San Francisco, California, this 30th day of December, 1964.

Frederick B. Holbrook
President
Arthur J. ...
Robert W. ...
George H. ...
William L. ...
Commissioners