

**ORIGINAL**

Decision No. 69340

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application	)	
of OTTO TURK, a contract carrier, for	)	
authority to charge less than minimum	)	Application No. 47613
rates on shipments of groceries and	)	(Filed May 26, 1965)
related items, under Section 3666,	)	
Sacramento to Oroville.	)	

OPINION AND ORDER

Otto Turk holds a highway contract carrier permit. By Decision No. 66927, dated March 10, 1964, in Application No. 45864, as amended, he was authorized to transport groceries and related articles for Carrier Brothers Market from Sacramento to Oroville at a rate less than the established minimum rates but not less than 22 cents per 100 pounds, minimum weight 36,000 pounds. The authority expired with April 1, 1965. By this application, authority is sought to assess the same rate for the transportation service hereinbefore described.

Applicant states that the shipper has informed him that, if the authority sought herein is not granted, it will purchase its own trucking equipment to perform the transportation service. It is alleged that the volume of the traffic herein involved has increased. Applicant avers that his margin of profit has been satisfactory.

Revenue and expense data submitted by applicant indicate that the transportation involved has been profitable and reasonably may be expected to be profitable in the future.

A copy of the verified application was served on California Trucking Association on or about May 26, 1965. No objection to the granting of the application has been received.

In the circumstances, it appears, and the Commission finds, that the proposed rate is reasonable. A public hearing is not necessary. The application should be granted. However, as the conditions surrounding the transportation may change, this authority will be made to expire at the end of one year.

IT IS ORDERED that:

1. Otto Turk is hereby authorized to transport for Currier Brothers Market groceries and related articles regularly sold or offered for sale by Valley Wholesale Co. from the latter's wholesale grocery establishment at Sacramento to Currier Brothers Market at Oroville at a rate less than the minimum rates established for such transportation but not less than 22 cents per 100 pounds, subject to a minimum weight of 36,000 pounds.

2. The authority herein granted shall expire one year after the effective date of this order unless sooner canceled, changed or extended by order of the Commission.

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 29<sup>th</sup> day of June, 1965.

Fredrick B. Hubchaff  
President  
George G. Trover  
Augusta  
William M. Durrell  
Commissioners