

**ORIGINAL**

Decision No. 69905

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Consolidated Freight- )  
ways Corporation of Delaware, a )  
corporation, for authority to depart )  
from the rates, rules and regulations )  
of Minimum Rate Tariff No. 15 under )  
the provisions of the Highway Carriers' )  
Act. )

Application No. 47918  
(Filed September 24, 1965)

OPINION AND ORDER

Applicant operates as a radial highway common, highway contract and city carrier.<sup>1</sup> By Decision No. 67997 dated October 6, 1964, in Application No. 46862, applicant was authorized to assess charges based upon certain monthly vehicle unit rates named in Minimum Rate Tariff No. 15 for the transportation of property for Pacific Gas and Electric Company performed within a 150-mile radius of San Francisco. This authority expired with October 24, 1965. By this application, authority is sought to deviate from the minimum rates for a further one-year period.

Applicant declares that it will observe the highest level of unit rates prescribed in Minimum Rate Tariff No. 15 applicable

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<sup>1</sup> Applicant also operates as a certificated highway common carrier for the transportation of general commodities between points in the San Francisco-East Bay Cartage Zone and between various other points and as a petroleum irregular route carrier between various points.

within the territory involved herein and that it will deviate from such unit rates only to the extent that service provided thereunder will be performed within a 150-mile radius of the base point in lieu of the 125-mile radius of said point prescribed in the aforementioned tariff.

Applicant alleges that the shipper, Pacific Gas and Electric Company, has requested an extension of the deviation. It is alleged that the sought extension will provide the shipper with a necessary service while making a valuable contribution to the carrier's over-all revenue and permitting efficient utilization of equipment.

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

The certificate of service shows that a copy of the application was mailed to California Trucking Association and to the Draymen's Association of San Francisco on September 22, 1965. The application was listed on the Commission's Daily Calendar of September 27, 1965. No objection to the granting of the application has been received.

In the circumstances, it appears, and the Commission finds, that the charges, rules and regulations authorized by the order herein are reasonable for the transportation involved. A public hearing is not necessary. We conclude that the application should be granted.

In view of the fact that the current authority expired with October 24, 1965, the order which follows will be made effective on the date hereof.

IT IS ORDERED that:

1. Consolidated Freightways Corporation of Delaware is hereby authorized, subject to the condition specified in Ordering Paragraph 2 hereof, to transport property as a city carrier, highway contract carrier and radial highway common carrier for Pacific Gas and Electric Company at rates and charges no lower than those set forth in Section 3 of Minimum Rate Tariff No. 15 between points and places located within a 150-mile radius of the base point in San Francisco.

2. The authority granted in Ordering Paragraph 1 hereof shall not be made applicable to any transportation. Consolidated Freightways Corporation of Delaware is authorized to perform as a certificated highway common carrier.

3. The authority granted herein 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 the date hereof.

Dated at San Francisco, California, this 2nd day of November, 1965.

Fredrick B. Holbrook  
President  
Arthur L. Mitchell  
George G. Trover  
Augusta  
William B. Brandt  
Commissioners