

**ORIGINAL**

Decision No. 70229

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of MORRIS DRAYING )	
COMPANY under the Shortened )	Shortened Procedure
Procedure Tariff Docket to make )	Tariff Docket
increases in its Local Freight )	Application No. 48035
Tariff No. 1 by canceling cer- )	(Filed November 5, 1965)
tain rates on Canned Goods )	

OPINION AND ORDER

By this application, Morris Draying Company seeks authority to cancel from its tariff a competitive railhead rate of 9 cents per 100 pounds, minimum weight 36,000 pounds, on canned goods from San Leandro to Richmond, subject to a minimum charge of \$39.82 and an additional charge of \$8.27 when the point of destination is located on the Santa Fe Railway.<sup>1</sup>

According to applicant, the proposed cancellation would result in an increase from the present rate of 9 cents to from 18 to 23 cents per 100 pounds, subject to the applicable surcharges, depending on the weight of the shipment and the Metropolitan Zone location of origin and destination.<sup>2</sup>

Applicant declares that the railhead rate on canned goods from San Leandro to Richmond was established under the authority of Commission Order 460-1995 of August 11, 1959, and was intended to cover a movement of canned goods by the California Packing

---

<sup>1</sup>The rate and charges are set forth in Item No. 416 of Morris Draying Company Local Freight Tariff No. 1, Cal.P.U.C. No. 1.

<sup>2</sup>The proposed rates and charges are set forth in Item No. 1549 of Pacific Motor Tariff Bureau, Inc., Tariff No. 8-A, Cal.P.U.C. No. 1 (series of D. W. Baker, Agent). Item No. 1549 actually reflects rates of from 18 to 24 cents per 100 pounds between the points involved rather than 18 to 23 cents per 100 pounds as stated by applicant.

Corporation. It is averred that no movement has taken place under this rate since its establishment and that the shipper has advised applicant that there is no prospect of such a movement in the future.

Applicant asserts that increases resulting from the proposal herein would not increase its California intrastate revenue by as much as one percent.

The certificate of service shows that a copy of the application was mailed to California Trucking Association and California Packing Corporation on November 5, 1965. The application was listed on the Commission's Daily Calendar of November 8, 1965. No objection to the granting of the application has been received.

In the circumstances, it appears, and the Commission finds, that the cancellation of the rate and charges as proposed in this application is justified. A public hearing is not necessary. The Commission concludes that the application should be granted.

IT IS ORDERED that:

1. Morris Draying Company is hereby authorized to cancel from its Local Freight Tariff No. 1, Cal.P.U.C. No. 1, the rate and charges 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 thirty days after the effective date of this order on not less than thirty days' notice to the Commission and to the public.

3. The authority herein granted shall expire unless exercised within ninety 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 11th day of January, 1966.

Frederick B. Hallock  
President  
George L. Hoover  
Commissioners  
Alexander Bruce