

**ORIGINAL**

Decision No. 70503

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
YOUNG'S COMMERCIAL TRANSFER, INC., ) Application No. 48258  
a California corporation, to depart ) (Filed February 16, 1966)  
from the rates, rules and regulation )  
of Minimum Rate Tariff No. 2. )

OPINION AND ORDER

Young's Commercial Transfer, Inc. holds radial highway common carrier, highway contract carrier and petroleum contract carrier permits. By Decision No. 68936, dated April 20, 1965, it was authorized to assess charges for the transportation of bakery goods in wheeled carriers on the net weight of the bakery goods exclusive of the weight of the wheeled carriers.<sup>1</sup> The current authority is scheduled to expire with April 22, 1966. By this application, applicant seeks an extension of the existing authority for a further one-year period.

Applicant's authority was originally granted in 1957 by Decision No. 54768 and has been extended subsequently on an annual basis.<sup>2</sup> As stated in that decision, applicant transports bakery goods from the San Francisco Bay area to points in northern and central California. The shipping practices of the bakeries involve the use of wheeled bread racks which are specially constructed to permit them to be wheeled into the carriers' equipment. These racks, for the most part, are owned by the carriers and are considered an integral part of

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<sup>1</sup> Item No. 70 of Minimum Rate Tariff No. 2 provides that charges shall be assessed on the gross weight of the shipment and that no allowance shall be made for the weight of containers.

<sup>2</sup> Decision No. 54768, dated April 2, 1957, in Case No. 5432 (Petition No. 81).

their equipment. Assertedly, the practice of delivering bread in this manner has been in use for many years, is feasible and economical, and permits expeditious handling of bakery goods with a minimum of damage.

Applicant alleges that there has been no substantial change in the service it performs nor in its equipment and that the transportation conditions which justified granting the current authority still exist. It is further alleged that the type and character of property and the specialized nature of the transportation service render it impracticable to assess charges on the gross weight of the wheeled carriers and their contents. Applicant asserts that continuation of the present authority is necessary if it is to retain this traffic.

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

The certificate of service shows that a copy of the application was mailed to California Trucking Association on February 16, 1966. The application was listed on the Commission's Daily Calendar of February 17, 1966. No objection to the granting of this application has been received.

In the circumstances, it appears, and the Commission finds, that applicant's proposal is reasonable. A public hearing is not necessary. The Commission concludes that the application should be granted.

IT IS ORDERED that:

1. Young's Commercial Transfer, Inc. is hereby authorized to assess charges on shipments of bakery goods in wheeled carriers.

less than the charges otherwise applicable but not less than the charges applicable under the minimum rates based on the net weight of the bakery goods exclusive of the weight of the wheeled carriers.

2. Young's Commercial Transfer, Inc. is hereby authorized to furnish wheeled carriers for the transportation of bakery goods without charge.

3. The authority granted herein shall, on and after April 22, 1966, supersede the authority granted by Decision No. 68936 and shall expire with April 22, 1967.

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 March, 1966.

Fredrick B. Holcomb  
President  
Paul R. Smith  
George E. Trover  
Augusta  
William M. Bennett  
Commissioners