

**ORIGINAL**

Decision No. 70593

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Paxton Trucking Company under Shortened Procedure Tariff Docket for authority to publish specific commodity rates for the transportation of empty reels with the proposed rates to be on a higher level than the present applicable class rates.	)	Shortened Procedure Tariff Docket Application No. 48204 (Filed January 25, 1966) (Amended March 3, 1966)
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OPINION AND ORDER

By this application, as amended, Paxton Trucking Company seeks authority to publish commodity rates of 97 and 89 cents per 100 pounds, minimum weight 18,000 pounds per unit of equipment, for the transportation of used empty, wooden, steel or wood and steel reels to Emeryville and Sanger, respectively, from various points.<sup>1</sup>

Applicant states that it transports various commodities within a substantial portion of the State of California as a highway common carrier and operates another corporation known as Paxton Truck Lines, Inc., as a permitted carrier. In effect, Paxton Truck Lines, Inc., has been an alter ego of Paxton Trucking Company. Applicant alleges that its objective has been to discontinue as quickly as possible any alter ego relationships. In closing out the conflicting operations of Paxton Truck Lines, Inc., it has come to light that

<sup>1</sup> The points are Oxnard, Lompoc, Pomona, Westminster, Santa Monica, Thousand Oaks, Irwindale, Azusa, Dairy Valley, Downey, Long Beach, Redondo Beach, Santa Fe Springs, Venice, San Bernardino, Santa Barbara and Vandenberg Air Force Base. The application was amended by letter dated March 2, 1966, changing the unit of measurement of the sought rate from "dollars per truckload" to "cents per 100 pounds." It is proposed to publish such rates in Western Motor Tariff Bureau, Inc., Agent, Local Joint and Proportional Freight and Express Tariff No. 111, Cal.P.U.C. No. 15.

the proposed rates have been in effect for several years under such permitted operations. Applicant avers that these rates are appropriate for its common carrier operations and declares that the shipper, General Cable Corporation, has indicated that it would have no objection to the establishment of such rates.

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

Copies of the application and amendment were mailed to California Trucking Association on or about January 25 and March 2, 1966, respectively. The application and amendment were listed on the Commission's Daily Calendar on January 26 and March 7, 1966, respectively. No objection to the granting of the application, as amended, has been received.

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

IT IS ORDERED that:

1. Paxton Trucking Company is hereby authorized to publish rates for the transportation of reels, empty, wooden, steel or wood and steel combined, used, as proposed in this application, as amended.
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 19<sup>th</sup> day of April, 1966.

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President  
*George J. Hoover*  
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*William W. Bennett*  
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*Augusta*  
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Commissioners

Commissioner Frederick B. Holoboff, being necessarily absent, did not participate in the disposition of this proceeding.

Commissioner Peter E. Mitchell, being necessarily absent, did not participate in the disposition of this proceeding.