

**ORIGINAL**

Decision No. 70936

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 ) Application No. 48554  
minimum rates on shipments of ) (Filed June 14, 1966)  
groceries and related items, under )  
Section 3666, Sacramento to )  
Oroville. )

OPINION AND ORDER

Otto Turk holds a highway contract carrier permit. By Decision No. 69340, dated June 29, 1965, in Application No. 47613, he was authorized to transport groceries and related articles for Currier 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 current authority is scheduled to expire with July 19, 1966. By this application, applicant seeks an extension of the current authority for a further one-year period.

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.

The certificate of service shows that a copy of the application was mailed to California Trucking Association on June 13, 1966. The application was listed on the Commission's Daily Calendar of June 15, 1966. 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 Commission concludes that the application should be granted.

In view of the impending expiration date of the current authority, the order which follows will be made effective July 19, 1966.

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 per shipment.

2. The authority granted herein shall, on and after July 19, 1966, supersede the authority granted by Decision No. 69340 and shall expire with July 19, 1967.

The effective date of this order shall be July 19, 1966.

Dated at San Francisco, California, this 1<sup>st</sup> day of July, 1966.

Frederick B. Holbrook  
President  
George L. Hoover  
Augustor  
Commissioners

Commissioner William M. Bennett, being necessarily absent, did not participate in the disposition of this proceeding.