

**ORIGINAL**

Decision No. 71055

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation into)  
the rates, rules, regulations, charges, )  
allowances and practices of all common )  
carriers, highway carriers and city )  
carriers relating to the transportation) (Petition for Modification  
of any and all commodities between and )  
within all points and places in the )  
State of California (including, but not )  
limited to, transportation for which )  
rates are provided in Minimum Rate )  
Tariff No. 2). )

Case No. 5432  
No. 423)  
(Filed May 24, 1966)

OPINION AND ORDER

John L. Waddell holds a highway contract carrier permit. By this petition, he seeks authority to transport shipments of wholesale drug supplies, weighing 75 pounds or less, between Sacramento and points within a radius of 50 miles of said city at charges per shipment less than the established minimum charges per shipment.

Petitioner desires to transport these small shipments of wholesale drug supplies, consisting principally of pharmaceutical supplies, from Sacramento to various drug stores as an emergency service for Western Drug Supply, McKesson-Robbins, Inc., and Brunswick Drug Company, wholesale drug supply businesses located in Sacramento.

Petitioner avers that much of the drug supply, because of its chemical nature, cannot remain out of refrigerated storage for more than a few hours without losing either its potency or effectiveness and such drug shipments require fast delivery service within the one-day category. Petitioner asserts that it is not economically feasible for the retail drug outlets to maintain large quantities of drug supplies because the small drug store is not capable of sustaining the required monetary investment.

Copy of the verified petition was mailed to California Trucking Association on or about May 26, 1966. The petition was listed on the Commission's Daily Calendar of May 25, 1966. No objection to the granting of the petition has been received.

In the circumstances, it appears, and the Commission finds, that petitioner's proposed operation is of a specialized nature differing substantially from those for which the established minimum rates were primarily designed and that the proposed charges are reasonable for the transportation services involved. A public hearing is not necessary. The Commission concludes that the petition should be granted.

IT IS ORDERED that John L. Waddell is hereby authorized to transport shipments of wholesale drug supplies, each weighing 75 pounds or less, for Western Drug Supply, McKesson-Robbins, Inc., and Brunswick Drug Company between Sacramento and points within a radius of 50 miles of said city at charges per shipment less than the established minimum charges per shipment but not less than the following:

Weight of Shipment (In Pounds)		Minimum Charge (In Cents)
Over	But Not Over	
0	25	150
25	50	200
50	75	250

This order shall become effective twenty days after the date hereof.

Dated at San Francisco, California, this 21<sup>st</sup> day of July, 1966.

John L. Waddell President  
George J. Hoover  
Fredrick B. Holdhoff  
Augusta  
William L. Burnett Commissioners