

ORIGINAL

Decision No. 72026

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Consolidated)	
Freightways Corporation of)	
Delaware, a corporation, for)	Application No. 49075
authority to depart from the)	(Filed January 11, 1967)
rates, rules and regulations)	
of Minimum Rate Tariff No. 2)	
under the provisions of the)	
Highway Carriers Act.)	

OPINION AND ORDER

Consolidated Freightways Corporation of Delaware holds radial highway common carrier, highway contract carrier and city carrier permits. It also holds certificates to operate as a highway common carrier and as a petroleum irregular route carrier between points not involved in this proceeding. By Decision No. 70387 dated February 23, 1966, in Application No. 48181, applicant was authorized to transport petroleum coke, in bulk, from Torrance to Wilmington for the Great Lakes Carbon Corporation at less than the established minimum rate but not less than 65.2 cents per ton for the first 220,000 tons; and 61.8 cents per ton for each ton in excess of 220,000 tons. The current authority is scheduled to expire with March 16, 1967.

By this application, applicant seeks an extension of the above authority for a further one-year period. Applicant also seeks authority to increase the rates currently authorized to 66.8 cents per ton for the first 220,000 tons, and 63.4 cents per ton for each

ton in excess of 220,000 tons transported during the ensuing twelve-month period.¹

Applicant asserts that the circumstances which heretofore justified the current less-than-minimum rate authority continue to exist. A cost study attached to the application indicates that the average mileage and tonnage figures for this operation have remained relatively constant, but that increases in costs have been incurred for wages, vehicle repairs and service. The proposed rates take into account the anticipated increases in these costs.

Applicant alleges that, based on its operating experience, the proposed rates are reasonable and fully compensatory in view of the volume of traffic and the extraordinary vehicle-use factor involved. It declares that the operation involved has proved to be mutually satisfactory and beneficial to the shipper and itself and that they both desire an extension of the present authority modified as proposed herein. Applicant's cost study indicates that the transportation involved has been profitable during the past year and reasonably may be expected to be profitable during the ensuing year.

The certificate of service shows that a copy of the verified application was mailed to California Trucking Association on January 9, 1967. The application was listed on the Commission's Daily Calendar of January 12, 1967. No objection to the granting of the application has been received.

¹ No authority for an increase in the rates is required from this Commission since applicant, insofar as this proceeding is concerned, performs the service as a permitted carrier for which only minimum rates have been established.

In the circumstances, it appears, and the Commission finds, that the proposed rates are reasonable for the transportation involved. A public hearing is not necessary. The Commission concludes that the application should be granted.


IT IS ORDERED that:

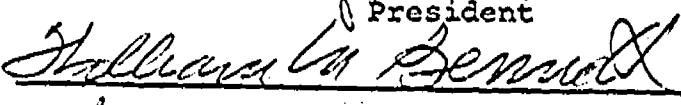
1. Consolidated Freightways Corporation of Delaware, a corporation, is hereby authorized to transport petroleum coke, in bulk, from Torrance to Wilmington for the Great Lakes Carbon Corporation at specified rates less than the established minimum rate but not less than 66.8 cents per ton for the first 220,000 tons and 63.4 cents per ton for each ton in excess of 220,000 tons transported during the twelve-month period from March 16, 1967, to and including March 16, 1968.

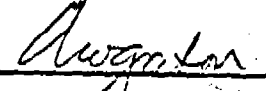
2. The authority granted herein shall, on and after March 16, 1967, supersede the authority granted by Decision No. 70387 and shall expire with March 16, 1968.

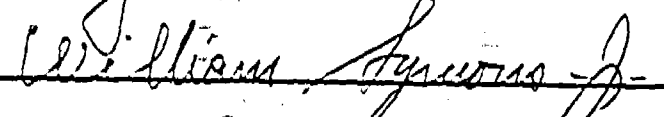
This order shall become effective twenty days after the date hereof.

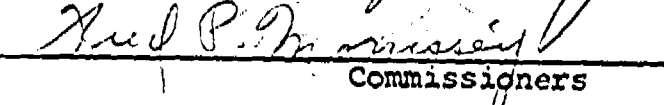
Dated at San Francisco, California, this 15th day of February, 1967.



President








Commissioners