

**ORIGINAL**

Decision No. 72087

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )	
CLIFTON SHIFFLET and EARL F. ANDERS, )	
copartners, doing business as )	
SHIFFLET BROS., for authority to )	Application No. 49069
depart from minimum rates in con- )	(Filed January 4, 1967)
nection with certain transportation )	
to be performed for Rice Growers )	
Association of California. )	

OPINION AND ORDER

Earl F. Anders and Clifton Shifflet, doing business as Shifflet Bros., hold radial highway common carrier, highway contract carrier and city carrier permits.<sup>1</sup> By Decision No. 70368, dated February 15, 1966, in Application No. 48169, they were authorized to assess rates less than the applicable minimum rates for the transportation of paddy rice, in bulk, from various rice driers in the Sacramento Valley to the processing plant of Rice Growers Association of California at Biggs. The current authority is scheduled to expire with March 1, 1967.

By this application, authority is sought to continue the deviation from the established minimum rates for a further one-year period and to increase the currently authorized rates by  $\frac{1}{2}$  cent per 100 pounds.<sup>2</sup> Applicants also request that the authority be extended to include the points of A. O. Fenn Drier and Newhall Land Drier.

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<sup>1</sup> Applicants also possess a certificate to operate as a cement carrier for the transportation of cement to and within Butte and Sutter Counties from any and all points of origin.

<sup>2</sup> No authority for the proposed increase in rates is required from this Commission inasmuch as applicants perform the service as a permitted carrier for which only minimum rates have been established.

Applicants state that the conditions which justified the granting of the current authority still exist but that increased labor costs require that, for the forthcoming year, the currently authorized rates be increased by  $\frac{1}{2}$  cent per 100 pounds.

According to applicants, a study of their records has revealed that, during the past year, transportation conditions at A. O. Fenn Drier and Newhall Land Drier have developed characteristics identical with those which justified the reduced rates at presently authorized points and, for this reason, they request that the authority be extended to include service to the above-named points. Applicants allege that, based upon their experience during the past year, they are satisfied they can provide the service at the proposed rates. It is further alleged that such rates are fully compensatory and will allow applicants to realize a satisfactory profit.

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

The certificate of service shows that a copy of the application was mailed to California Trucking Association on January 3, 1967. The application was listed on the Commission's Daily Calendar of January 5, 1967. No objection to the granting of the application has been received.

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.

In view of the impending expiration date of the current authority, the order which follows will be made effective March 1, 1967.

IT IS ORDERED that:

1. Earl F. Anders and Clifton Shifflet, a partnership doing business as Shifflet Bros., are hereby authorized to transport paddy rice, in bulk, for Rice Growers Association of California at rates less than the established minimum rates but not less than those set forth in, and subject to the provisions specified in, Appendix A attached hereto and by this reference made a part hereof.

2. The authority herein granted shall, on and after March 1, 1967, supersede the authority granted by Decision No. 70368, and shall expire with March 1, 1968.

The effective date of this order shall be March 1, 1967.

Dated at San Francisco, California, this 28<sup>th</sup> day of February, 1967.

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President  
*William L. Bennett*  
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*William Aymons J.*  
*Paul P. Moroney*  
Commissioners

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

Commissioner A. W. Gatov, being necessarily absent, did not participate in the disposition of this proceeding.

APPENDIX A TO DECISION NO. 72087

EARL F. ANDERS and CLIFTON SHIFFLET  
dba  
SHIFFLET BROS.

Schedule of Minimum Rates for  
the transportation of paddy rice  
for Rice Growers Association  
of California

Section 1.

Item 10 - Application of Rates

The minimum rates, rules and regulations set forth in Minimum Rate Tariff No. 2 are applicable on all shipments of paddy rice except as specifically provided in Section 2.

Section 2.

Item 20 - Application

Rates in this section are subject to a minimum weight of 48,000 pounds per shipment and apply only to the transportation of paddy rice, in bulk, from the points named in Item 30 to the plant of Rice Growers Association of California at Biggs.

Item 30 - Rates in cents per 100 pounds

<u>From</u>	<u>Rate</u>
Barmann Drier	4.5
Boeger Drier	3.5
Bronner Drier	3.5
Bultema Bros.	7
Butte City Warehouse	7.5
Butte City Warehouse, Princeton	9
Butte Co. Rice Growers	4.5
Butte Creek Drier	6.5
Butte Rice Drier	4.5
Colusa-Glenn Drier	12.5
Doty Brick Warehouse	3
A. O. Fenn Drier	8.5
Francis & Lund Drier	5
Glenn Growers	6.5
R. C. Gorrill Drier	5.5

## APPENDIX A

EARL F. ANDERS and CLIFTON SHIFFLET  
 dba  
 SHIFFLET BROS.

Item 30 - Rates in cents per 100 pounds (Contd.)

<u>From</u>	<u>Rate</u>
Gridley Warehouses, Biggs	3.5
Gridley Warehouse, Gridley	4
Harris & Harris Drier	4
Hoag Drier	5.5
M & T Ranch	9.5
Maxwell-Delevan Warehouse	12.5
Newhall Land Drier	6
Rudy Nock Drier	6.5
Pearne Drier	5
Ross Pippitt & Son Drier	5
Red Top Drier	3.5
Richvale Rice Drier	3.5
Rio Bonito Ranch	9
Riz Warehouse	10.5
Sacto. River Warehouse	10
Shintaffer Drier	8
Simless Drier	11
Vanderford-Gridley	7
Vanderford-Yuba City	10
Wangberg Drier	5
Willows Rice Drier	10.5

(End of Appendix A)