

ORIGINAL

73214

Decision No. _____

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 RAGUS TRUCKING INC., a California)
 Corporation for authority to continue)
 to charge less than minimum rates)
 pursuant to Section 3666 of the)
 Public Utilities Code, for the trans-)
 portation of Freight, ALL Kinds, in)
 truckload lots for the AKRON Stores.)

Application No. 49685
 (Filed September 25, 1967)

INTERIM OPINION AND ORDER

By Decision No. 71500, dated November 1, 1966, applicant was granted authority to assess less than the minimum rates named in Minimum Rate Tariff No. 2 for the transportation of "Freight, All Kinds," in truckload lots from the Akron warehouse at Sun Valley, California, to the Akron retail store located in San Francisco. The authority is due to expire on December 1, 1967.

By this application, applicant seeks an extension of the authority granted by Decision No. 71500 for an additional year except that the amount to be paid to applicant shall be \$231.75 rather than the \$225.00 presently in effect.

Applicant also seeks authority to serve the Akron store at San Jose, which is to open approximately November 2, 1967, from the Sun Valley Warehouse at the same rate of \$231.75 with a minimum of eight loads per month to San Jose, and the further provision that if one trailer destined to San Francisco is dropped off in San Jose an additional charge of \$20.00 shall be made.

The applicant alleges that the operation authorized by Decision No. 71500 has been satisfactory to Akron and profitable to applicant. Akron has requested applicant to serve its store at San Jose guaranteeing applicant a minimum of two sets of doubles per week.

Subject to further review upon consideration of evidence which may be adduced at a public hearing, it appears, and the Commission finds that the rates and provisions sought herein are reasonable for the transportation to be performed by Ragus Trucking, Inc. In view of the existing conditions, the Commission concludes that Ragus Trucking, Inc. should be granted interim authority until March 1, 1968. A future hearing will be scheduled in this proceeding.

O R D E R

IT IS ORDERED that:

1. Ragus Trucking, Inc., a corporation, operating as a highway carrier, other than a highway common carrier, is authorized to transport "Freight, All Kinds," for Akron from the warehouse of said company located at Sun Valley to that same company's retail stores at San Francisco and San Jose, at rates less than the minimum rates set forth in Minimum Rate Tariff No. 2, but in no event lower in volume or effect than the charges and conditions named in Appendix A, attached hereto and by this reference made a part hereof.

A. 49685 1m

2. The authority granted herein shall expire on March 1, 1968, unless otherwise ordered by the Commission.

3. The authority granted by Decision No. 71500 is hereby cancelled.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 19th day of OCTOBER, 1967.

President

Stallman La Bennett

Commissioners

William G. ...
Joseph P. ...

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

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

APPLICATION OF CHARGES

Carrier: Ragus Trucking, Inc.

Shipper: Akron

Commodity: Freight, all kinds, except commodities listed in Note 5.

Charge: \$231.75 per load, in carrier's single unit of equipment. Subject to a minimum of 28 loads per calendar month.

From: Akron Warehouse, 9175 San Fernando Road, Sun Valley, California.

To: Akron Retail Store, 2490 Mason Street, San Francisco, California;

and/or

Akron Retail Store, 3951 Stevens Creek Road, San Jose, California.

Conditions:

- Note 1. Single unit of equipment means a tractor and two 27-foot van-trailers moving in combination, as a single unit.
- Note 2. Akron must perform loading at origin and unloading services at destination, and lading to move under Akron's seal, subject to Akron's load and count.
- Note 3. All shipments (loads) to be prepaid by Akron.
- Note 4. In the event the two vans comprising a single unit of equipment are dropped one at San Jose and one at San Francisco, an additional charge of \$20.00 will be assessed.

APPLICATION OF CHARGES

Conditions (Continued):

Note 5. Charges will not apply when any of the following articles are included in the lading:

Animals, live

Articles, described under Rule 780 of the National Motor Freight Classification A-9.

Bulk Commodities

Coal and Coke

Dangerous Articles, as defined in Minimum Rate Tariff No. 2.

Game, live

Ice

Missiles, guided, or Rockets, guided; Guidance Systems or Electronic Guidance Control Apparatus for installation in missiles or in missile section; Missile or Rocket Frame Assemblies containing electronic apparatus, or Mobile Missile Guidance Control Systems.

Pigeons, live

Poultry, live

Sugar

United States Mail of any class.