

BEM

ORIGINAL

Decision No. 73382

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation on the Commission's
own motion into the operations,
rates and practices of CALIFORNIA
CARTAGE CO., INC., a California
corporation.

Case No. 8268

ORDER FURTHER AMENDING DECISION NO. 72645

Ordering paragraph 2 of Decision No. 72645, as amended by Decision No. 73020, directed respondent to collect \$1,847.23 in undercharges. By letter filed October 23, 1967, respondent requests a waiver of the collection of undercharges in the amount of \$153.16 from American Smelting and Refining Company. It points out that publication of rail competitive rates in the respondent's common carrier tariff subsequent to the involved transportation has precluded the occurrence of any further undercharges of this nature. This action had not been taken at the time the undercharges occurred because it had been considered that this transportation could have been handled at rail rates by its affiliate Curry Freight Lines. The relief sought is similar to that accorded Smiser Freight Service in Case No. 8471.

We find the referred to undercharges of \$153.16 to be excessive and unreasonable and conclude that the directive to collect said undercharges should be rescinded.

IT IS ORDERED that:


1. The directive in ordering paragraph 2 of Decision No. 72645, as amended by Decision No. 73020, to collect undercharges in the amount of \$153.16 on the shipments for American Smelting and Refining Company referred to in respondent's letter filed October 23, 1967, is rescinded.

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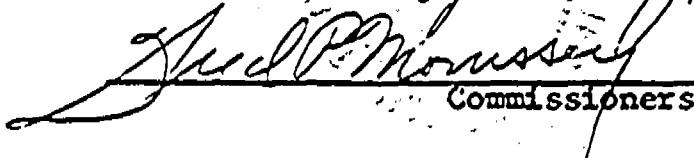
2. In all other respects Decision No. 72645, as amended by Decision No. 73020, shall remain in full force and effect.

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

Dated at San Francisco, California, this 21st day of NOVEMBER, 1967.



President

Commissioners

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