

Decision No. 74055

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application )	
of WALTER SPEAR DBA WALTER SPHAR )	
TRUCKING PO Box 83, Likely, )	Application No. 50122
Calif. to extend my Application )	(Filed March 28, 1968)
for another year for the trans- )	
portation of peat moss. )	

OPINION AND ORDER

Walter Sphar operates as a radial highway common carrier. By Decision No. 72373 dated May 2, 1967, in Application No. 49239, he was authorized to assess rates less than the minimum rates but not less than 85 percent of the Class D rates named in Minimum Rate Tariff No. 2, subject to a minimum weight of 44,000 pounds, for the transportation of peat moss from the plant of Radel, Inc. (formerly John Harris Peat Moss Co.), at Likely (Modoc County). The current authority is scheduled to expire with May 21, 1968. By this application, an extension of the current authority is sought for a further one-year period.

Applicant states that he has been in the trucking business for the past nine years and lives within two blocks of the Radel, Inc., plant at Likely where his trucks are loaded by the shipper's own employees. He has been hauling peat moss since May, 1961, under prior authorities granted by the Commission, at rates computed on the same classification rating sought herein plus any surcharges and

split delivery charges which may be applicable. Applicant transports the peat moss to points as far north as Redding and as far south as Bakersfield and has found the current rates to be satisfactory as well as compensatory. Applicant asserts that he usually averages eight loads per week with a minimum weight of 44,000 pounds per load.

Revenue and expense data submitted by applicant indicate that the transportation involved has been profitable and reasonably may be expected to be profitable in the future.

Copy of the application was mailed to California Trucking Association on or about March 25, 1968. The application was listed on the Commission's Daily Calendar of March 29, 1968. 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. A public hearing is not necessary. The Commission concludes that the application should be granted.

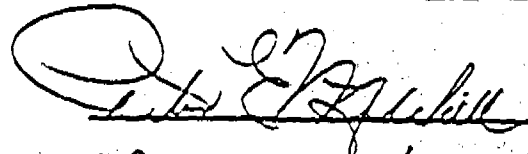
IT IS ORDERED that:

1. Walter Sphar is hereby authorized to assess rates less than the minimum rates but not less than 85 percent of the Class D rates named in Minimum Rate Tariff No. 2 (subject to all other applicable rules and charges in said tariff), subject to a minimum weight of 44,000 pounds per shipment, for the transportation of peat moss from the plant of Radel, Inc., at Likely (Modoc County) when all loading of the vehicle is done by the shipper.

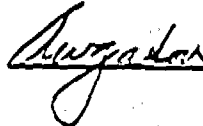
2. The authority herein granted shall, on and after May 21, 1968, supersede the authority granted by Decision No. 72373 and shall expire with May 21, 1969.

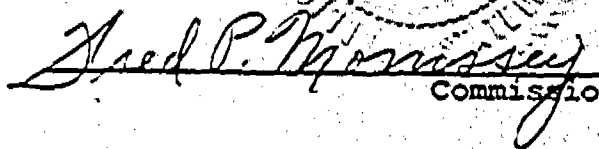
The effective date of this order shall be May 21, 1968.

Dated at San Francisco, California, this 30<sup>th</sup> day of April, 1968.

  
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President

  
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Commissioners

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