

**ORIGINAL**

Decision No. 74440

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Western Motor Tariff Bureau Inc. under the Shortened Procedure Tariff Docket to publish for and on behalf of Consolidated Freightways Corporation of Delaware tariff provisions resulting in increases because of the proposed cancellation of certain specific commodity rates. )

Shortened Procedure Tariff Docket Application No. 50242 (Filed May 16, 1968)

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., seeks authority, on behalf of Consolidated Freightways of Delaware (Consolidated), to cancel a rate of 4 tenths of one cent per gallon on butane butylene from Avon to Martinez and a rate of 5½ cents per 100 pounds on fuel oil from Shell Point and Martinez to various points in the Martinez area.<sup>1</sup>

According to applicant, Consolidated states that the rates involved are no longer active and will not be used by any shipper. Applicant avers that the proposed cancellation of rates was the subject of its formal Tariff Docket Nos. 337 and 338, which were presented at public hearings. Applicant declares that all major shippers of petroleum products in California attended these hearings and that no shipper opposed its proposal.

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<sup>1</sup>The rates in question are set forth in 6th Revised Page 23 and Item No. 590 of Western Motor Tariff Bureau, Inc., Agent, Local Freight Tariffs Nos. 16 and 18, Cal.P.U.C. Nos. 20 and 24, respectively.

Applicant asserts that the proposed cancellation of the rates would not increase the California intrastate gross revenue of Consolidated by as much as one percent.

The application was listed on the Commission's Daily Calendar of May 17, 1968. No objection to the granting of the application has been received.

In the circumstances, it appears, and the Commission finds, that increases resulting from cancellation of the rates as proposed in the application are justified. A public hearing is not necessary. The Commission concludes that the application should be granted.

IT IS ORDERED that:

1. Western Motor Tariff Bureau, Inc., Agent is hereby authorized, on behalf of Consolidated Freightways of Delaware, to cancel rates in its Local Freight Tariff No. 16, Cal.P.U.C. No. 20, and Local Freight Tariff No. 18, Cal.P.U.C. No. 24, as specifically proposed in the application.

2. Tariff publications authorized to be made as a result of the order herein shall be filed not earlier than the effective date of this order and may be made effective not earlier than thirty days after the effective date of this order on not less than thirty days' notice to the Commission and to the public.

3. The authority herein granted shall expire unless exercised within ninety days after the effective date of this order.

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

Dated at San Francisco, California, this 23rd day of July, 1968.

*William S. ...*  
President

*John E. Mitchell*

*William H. ...*

*Paul B. ...*  
Commissioners

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