

ORIGINAL

Decision No. 74551

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application)	
of WALTER SPHAR, doing business)	
as WALTER SPHAR TRUCKING, Po.)	Application No. 50468
Box 83, Likely, Calif. to)	(Filed August 12, 1968)
transport Bulk Peat moss on a)	
load basis.)	

OPINION AND ORDER

By the above application, Walter Sphar seeks authority to assess rates, which differ from and are less than the minimum rates for the transportation of peat moss from Jess Valley to Likely for Radel, Inc. Both of the points involved are located in Modoc County.

Applicant has been in the trucking business for approximately 9 years and lives within two blocks of the shipper's plant at Likely. Since 1961 applicant has performed other transportation for Radel, Inc., and its predecessors to points as far north as Redding and as far south as Bakersfield.

For the transportation involved applicant's proposed rate is \$16.25 per load. Shipper will perform loading and unloading. Each load will approximate 40,000 pounds. The transportation of peat moss from Jess Valley to Likely, a distance of approximately 12 miles, is a seasonal movement which commences on or about July 1 of each year and terminates in November.

Applicant will furnish one tractor and driver for this movement and estimates that he will be able to transport eight loads of peat moss per day resulting in gross revenue per day of \$130.00.

According to applicant, it is impossible to harvest the peat moss other than during the period July to November of each year due to weather conditions. It is alleged that the shipper is considering closing down its operation at Likely and transporting the moss to Nevada for processing at its plant located in that state. The plant hires approximately 50 local people who depend on this operation for their livelihood. Applicant alleges that he can perform the transportation involved at a profit.

The application was listed on the Commission's Daily Calendar of August 13, 1968. No objection to the granting of the application has been received.

In the circumstances, it appears, and the Commission finds, that the proposed rate is 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 a rate different from that otherwise applicable but not less than \$16.25 per shipment, minimum weight 40,000 pounds per shipment, for the transportation of peat moss from Jess Valley to Likely when all loading and unloading of the vehicle is performed by the shipper.

2. The authority herein granted shall expire one year after the effective date of this order, unless sooner canceled, modified or extended by order of the Commission.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 13th day of August, 1968.

William J. Spence, Jr.
President
John E. V. [illegible]
August
Commissioners

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

Commissioner Fred P. Morrissey, being necessarily absent, did not participate in the disposition of this proceeding.