

Decision No. 74792

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of The Atchison, Topeka )	
and Santa Fe Railway Company for )	Application No. 50425
authority to cancel its Tariff )	(Filed July 24, 1968)
No. A-929, Cal.P.U.C. No. 3212 )	

OPINION AND ORDER

By this application, The Atchison, Topeka and Santa Fe Railway Company seeks authority to cancel its Local Tariff No. A-929, Cal.P.U.C. No. 3212 (Tariff A-929), containing rates for shipments of milk and cream products between points served by applicant within California.

Applicant alleges that it has undertaken to cancel all of its tariffs of rates covering shipments of milk, cream and products thereof moving in baggage cars on regular passenger or mixed passenger and freight trains. Applicant avers that this action is being undertaken to preclude the necessity of furnishing a baggage car in a train when, but for occasional shipments of milk and cream products, the baggage car would not have been included. Applicant states that the amount of revenue derived from these shipments does not justify the inclusion of a baggage car solely for such purpose.

According to applicant, the revenue derived from these occasional shipments, under the rates named in Tariff A-929, is insufficient to justify the continued publication of that tariff and the accounting and record keeping required in connection with said shipments.

Applicant declares that its rates applicable on interstate shipments of these commodities to and from California points were

canceled effective April 15, 1968. Applicant asserts that this action has been or is presently being taken to cancel its tariffs containing such intrastate rates in all other states served by applicant.

Following are the revenues derived from shipments of milk and cream, and related products during the first six months of 1968 under rates in the involved tariff:

<u>MONTH</u>	<u>FROM</u>	<u>TO</u>	<u>REVENUE</u>
January	Hanford	S. F.	\$ 14.48
February	Hanford	S. F.	10.86
March	Hanford	S. F.	16.30
April	Hanford	S. F.	9.31
May	Hanford	S. F.	14.76
	San Bernardino	Needles	1.35
June	Hanford	S. F.	<u>7.77</u>
		Total:	\$ 74.83

Applicant alleges that each of the seven shipments during this period except one isolated emergency shipment from San Bernardino to Needles, were shipped by one shipper from Hanford to San Francisco. Applicant contends that adequate alternate transportation is available to shippers of milk and cream products within California.

Copies of the application were mailed to California Farm Bureau Federation and to the two shippers who utilized applicant's service during the year 1968. The application was listed on the Commission's Daily Calendar of July 26, 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. The Atchison, Topeka and Santa Fe Railway Company is hereby authorized to cancel its Local Tariff No. A-929, Cal. P.U.C. No. 3212, 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 the order herein 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 Los Angeles, California, this 8<sup>th</sup> day of October, 1968.

William J. Sproul  
President

Ed L. ...

William W. Bennett

Augusta ...

Ed P. Morrissey  
Commissioners