

ORIGINAL

Decision No. 75827

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)	Shortened Procedure
for and on behalf of Shippers Express)	Tariff Docket
Company tariff provisions resulting)	Application No. 51041
in increases because of the proposed)	(Filed April 30, 1969)
cancellation of certain specific)	
rail competitive rates.)	

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., on behalf of Shippers Express Company (Shippers Express), seeks authority to cancel from one of its tariffs that carrier's participation in certain rail competitive rates for the transportation of paint and paint materials from and to points in the San Francisco bay area and Stockton and Sacramento to and from various points in the Los Angeles Basin area.¹ Upon cancellation of the rates as proposed, higher class rates would apply.

Applicant states that Shippers Express has maintained numerous rail competitive rates in Tariff No. 109 in order to retain its competitive position with rail and highway carriers. Applicant avers that it recently obtained authority from the Commission to publish various rail competitive commodity rates on behalf of Shippers Express and filed the necessary

¹ The rates are set forth in Item No. 2542 of Western Motor Tariff Bureau, Inc., Agent, Local, Joint and Proportional Freight and Express Tariff No. 109, Cal.P.U.C. No. 13 (Tariff No. 109).

tariff amendments to reflect such authority.² Applicant alleges that the rates in question were inadvertently included in the aforementioned authority and it was not the intention of Shippers Express to offer service on a rail competitive basis in connection with the transportation involved herein. Applicant declares that no transportation services have been performed under the rates proposed to be canceled.

Applicant asserts that increases resulting from the proposal herein would not increase the California intrastate gross revenue of Shippers Express by as much as one percent.

The application was listed on the Commission's Daily Calendar of May 1, 1969. 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 herein 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., is hereby authorized to cancel the participation of Shippers Express Company in certain rates in its Local, Joint and Proportional Freight and Express Tariff No. 109 as specifically proposed in the application.

²

Authority granted by Cal.P.U.C. Order No. STD-6003 dated March 11, 1969.

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.

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

Dated at San Francisco, California, this 24th day of June, 1969.

William Squares, Jr.
President
August
Arch. P. Monissey
Hubbard
Commissioners