

ORIGINAL

Decision No. 75970

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application
of Ted Peters Trucking Company,
Inc. under the Shortened Procedure
Tariff Docket, to make increases
in rates in its Local Freight
Tariff No. 1, Cal.P.U.C. No. 2 as
set forth in this Application

AND

For authority to depart from
the terms of Section 454 of the
Public Utilities Code in accom-
plishing the proposed publication.

Shortened Procedure
Tariff Docket
Application No. 51115
(Filed May 28, 1969)

OPINION AND ORDER

By this application, Ted Peters Trucking Company, Inc.,
seeks authority to increase by approximately five percent its rates
for the transportation of cheese curd and sour cream from Gustine
to Los Angeles.¹

Applicant states that the rates in question have been in
effect since January 10, 1968, and that it has incurred increased
operating costs since that date due to increases in labor, materials
and supplies. Applicant contends that the class rates in the Com-
mission's Minimum Rate Tariff No. 2 have been increased on two
separate occasions since January 10, 1968, and that the overall

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The rates are published in Item No. 252 of Ted Peters
Trucking Company, Inc., Local Freight Tariff No. 1, Cal.
P.U.C. No. 2.

increase in such class rates is greater than that sought herein.² Applicant alleges that The Borden Company is the only shipper involved and that this shipper is not in opposition to the sought increases.

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

Copies of the application were mailed to The Borden Company, California Trucking Association and Chambers of Commerce at Gustine and Los Angeles on or about May 28, 1969. The application was listed on the Commission's Daily Calendar of May 29, 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 publication of the rates as specifically 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. Ted Peters Trucking Company, Inc., is hereby authorized to increase rates in its Local Freight Tariff No. 1, Cal.P.U.C. No. 2, 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.

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Minimum Rate Tariff No. 2 exempts from the application of the rates named therein the transportation in question. The class rates were increased pursuant to Decisions Nos. 73816, dated March 5, 1968, and 75520 dated April 1, 1969, in Case No. 5432 (Petitions for Modification Nos. 486 and 523).

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 29th day of July, 1969.

William Lyman, Jr.
President
Arthur
Harold Thomas
Thomas Moran
Commissioners

Commissioner Thomas Moran, being necessarily absent, did not participate in the disposition of this proceeding.