

Decision No. 76287**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 ACME TRANSPORTATION, INC., a corpo-)
 ration, for authority to depart from)
 minimum rates, rules and regulations)
 applicable in connection with cer-)
 tain transportation to be performed)
 for E. I. du Pont de Nemours & Co.,)
 Inc.)

Application No. 51338
 (Filed August 25, 1969)

OPINION AND ORDER

Acme Transportation, Inc., a corporation, operates under various authorities issued by this Commission. By Decision No. 74882 dated October 29, 1968, in Application No. 50510, it was authorized to transport truckload shipments of petroleum coke, in bulk, at a rate less than the established minimum rate but not less than 11 cents per 100 pounds subject to a minimum weight of 45,000 pounds. The transportation involved is performed for the account of E. I. du Pont de Nemours & Co., Inc., (hereinafter referred to as shipper) from the plant of Collier Carbon & Chemical Corporation at Collier to the shipper's plant at Du Pont.^{1/} The authority is scheduled to expire with November 1, 1969. By this application, applicant seeks an extension of the current authority for an additional one-year period, but at a higher rate of 11½ cents per 100 pounds.

Applicant alleges that the circumstances set forth in its original application which justified the granting of the

^{1/} Collier is located at a point three miles southeast of Rodeo on State Highway 4; Du Pont is located at a point one mile east of Antioch on the same highway.

authority still exist and require that applicant be authorized to continue to charge a rate lower than the minimum rate for another year.

Applicant asserts that the proposed rate is reasonable and will yield a reasonable and adequate return for the transportation service which it performs. Revenue and expense data submitted by applicant indicate that the transportation involved has been profitable and reasonably may be expected to be profitable for the ensuing year.

The certificate of service shows that a copy of the application was mailed to California Trucking Association on August 22, 1969. The application was listed on the Commission's Daily Calendar of August 26, 1969. 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.

In view of the impending expiration date of the current authority, the order which follows will be made effective November 1, 1969.

IT IS ORDERED that:

1. Acme Transportation, Inc., is hereby authorized to transport shipments of petroleum coke in bulk from the plant of Collier Carbon & Chemical Corporation, located at Collier, to the plant of E. I. du Pont de Nemours & Co., Inc., at Du Pont, at a rate less than the established minimum rate but not less than 11½ cents per 100 pounds, minimum weight 45,000 pounds per shipment.

2. The authority granted herein shall, on and after November 1, 1969, supersede the authority granted by Decision No. 74882 and shall expire with November 1, 1970.

The effective date of this order shall be November 1, 1969.

Dated at Los Angeles, California, this 21st
day of OCTOBER, 1969.

William J. Lyons, Jr.
President
Augusta
Robert J. [unclear]
Thomas [unclear]
Herman L. Sturgeon
Commissioners