

Decision No. 77052

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of C. R. Nickerson, Agent)
and Attorney, for and on behalf of)
Walter F. Peters, doing business as)
Peters Truck Lines, by virtue of)
Power of Attorney to said Agent, under)
Shortened Procedure Tariff Docket, to)
amend Item 105 of Walter F. Peters,)
doing business as Peters Truck Lines,)
Local Freight Tariff No. 1, Cal.P.U.C.)
No. 1 (Series of Walter F. Peters and)
Myron D. Peters doing business as)
Peters Truck Lines), to publish in-)
creased rates covering the transporta-)
tion of Fertilizer, Fungicides and)
Insecticides, between points in the)
State of California, to the extent pro-)
posed in Exhibit "A" as hereinafter)
provided.)

-AND-

For authority to depart from the terms)
of Section 454 of the Public Utilities)
Code when accomplishing proposed)
publication.)

Shortened Procedure
Tariff Docket
Application No. 51699
(Filed February 10, 1970)
(Amended February 17, 1970)

OPINION AND ORDER

By this application, as amended, C. R. Nickerson seeks authority,
on behalf of Walter F. Peters, doing business as Peters Truck Lines (Peters),
to increase certain commodity rates for the transportation of fertilizers
and agricultural fungicides and insecticides from points in the San
Francisco Bay area, Lathrop and Willows to various northern California
points.¹

¹The rates are set forth in Item 105 of Walter F. Peters, doing business
as Peters Truck Lines, Local Freight Tariff No. 1, Cal.P.U.C. No. 1
(Series of Walter F. Peters and Myron D. Peters, doing business as Peters
Truck Lines). The increases range from 19 to 26 cents per 100 pounds
depending on the distances involved.

Applicant states that the aforementioned commodity rates have not been changed since June 11, 1962, the date that they were originally established. Applicant avers that the transportation of these commodities is exempt from the application of the rates named in Minimum Rate Tariff No. 2 and that the class rates named in that tariff have been increased several times since the above date. Applicant alleges that the rates in question are unrealistically low and that Peters has incurred losses on the few shipments which he has transported under such rates.

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

The application was listed on the Commission's Daily Calendar of February 11, 1970. Exhibit "B" attached to the amended application contains a copy of a letter from The Dow Chemical Company, the only shipper involved, indicating that said shipper does not object to the proposed increases. No objection to the granting of the application, as amended, has been received.

The Transportation Division staff has reviewed the application, as amended, and recommends that it be granted by ex parte order.

In the circumstances, it appears, and the Commission finds, that increases resulting from the proposal herein are justified. A public hearing is not necessary. The Commission concludes that the application, as amended, should be granted.