

ORIGINAL

Decision No. 77630

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the application of:)
C. R. NICKERSON, Agent and Attorney,)
for and on behalf of NAVAJO FREIGHT)
LINES, INC., Operator of Arthur R.)
Faughn, doing business as FAUGHN'S)
TRANSPORTATION, under authority of)
outstanding Power of Attorney, under)
the Shortened Procedure Tariff Docket,)
for authority to cancel all rates and)
charges and other provisions published)
in Sections 3-A, 5, 6 and 6-A of)
Navajo Freight Lines, Inc., Operator)
of Arthur R. Faughn, doing business as)
Faughn's Transportation, Local Freight)
Tariff No. 2, Cal.P.U.C. No. 2 (issued)
in the series of Arthur R. Faughn)
doing business as Faughn's Transporta-)
tion) and in lieu thereof allow rates)
and charges presently in effect on the)
same basis as Minimum Rate Tariffs 2)
and 8, including Rules and Regulations)
governing same to apply.)

- 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. 51942
(Filed June 5, 1970)

OPINION AND ORDER

By this application, C. R. Nickerson seeks authority, on behalf of Navajo Freight Lines, Inc., Operator of Arthur R. Faughn, doing business as Faughn's Transportation (Navajo), to cancel commodity rates and rail competitive rates for the transportation of

various commodities between points in northern California.¹ Under this proposal, higher class or commodity rates would apply upon cancellation of the rates in question.

Applicant avers that Navajo's records indicate that no shipments have moved under the involved rates since June 2, 1969. Applicant states that cancellation of the aforementioned rates, as proposed, would enable Navajo to reduce its tariff printing costs.

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

The application was listed on the Commission's Daily Calendar of June 8, 1970. No objection to the granting of the application has been received.

The Commission staff recommends that the application be granted by ex parte order since service under the rates in question has not been utilized by shippers.

In the circumstances, it appears, and the Commission finds, that increases resulting from cancellation 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. C. R. Nickerson, Agent, is hereby authorized, on behalf of Navajo Freight Lines, Inc., Operator of Arthur R. Faughn, doing business as Faughn's Transportation, to cancel rates from

¹

The commodity rates apply to the transportation of fresh fruits and vegetables, nuts and empty containers. The rail competitive rates generally apply to the transportation of canned goods, liquors, paper and paper articles and tin orterne plate. These rates are set forth in Navajo Freight Lines, Inc., Operator of Arthur R. Faughn, doing business as Faughn's Transportation, Local Freight Tariff No. 2, Cal.P.U.C. No. 2 (Series of Arthur R. Faughn, doing business as Faughn's Transportation).


Local Freight Tariff No. 2, Cal.P.U.C. No. 2 (Series of Arthur R. Faughn, doing business as Faughn's Transportation), 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.


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 18th day of August, 1970.



Chairman



William J. Jacobs, Jr.

Gerron L. Sturgeon

Commissioners