

Decision No. 78201**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation
 into the rates, rules, regulations,
 charges, allowances and practices
 of all highway carriers relating to
 the transportation of any and all
 commodities between and within all
 points and places in the State of
 California (including, but not
 limited to transportation for which
 rates are provided in Minimum Rate
 Tariff No. 2).

Case No. 5432
 Petition for Modification
 No. 613
 (Filed November 20, 1970)

O P I N I O N

A & B Garment Delivery of San Francisco is a highway common carrier serving points in a territory encompassed by Santa Rosa, Sacramento, Modesto, San Jose and San Francisco. Under authority granted by the Commission petitioner publishes hourly vehicle unit rates for the transportation of garments, clothing, wearing apparel and merchandise incidental thereto, and store and office furniture, equipment, supplies and advertising materials when accompanying shipments of the articles previously described, between retail stores and warehouses thereof located at places within the San Francisco-East Bay Cartage Zone and between San Francisco and San Jose and intermediate points. Petitioner has held such authority for fifteen years. It here seeks a continuation of such authority to depart from the Commission's established minimum rates by charging hourly vehicle unit rates, and to increase the present rate from \$11.88 to \$13.55 per hour. There are no protests.

Financial statements attached to the petition show that petitioner operated at a loss for the first six months of 1970. We take official notice of Decision No. 78048, dated December 8, 1970, in Case No. 5432, Petition No. 594, in which petitioner was authorized to increase its rates and charges other than hourly vehicle unit rates. Said decision recites the circumstances which contributed to the losses from operations incurred by petitioner during said period.

Attached to the petition are cost estimates showing that operations at the proposed rate will be compensatory. Petitioner asserts that the circumstances and conditions which justified the granting of the authority to charge hourly vehicle unit rates still obtain.

We find that the continuation of the authority to depart from the established minimum rates is justified by transportation conditions, the proposed rate is reasonable, and the increase in the hourly rates is justified. We conclude that the authority sought should be granted. A public hearing is not necessary.

O R D E R

IT IS ORDERED that:

1. A & B Garment Delivery of San Francisco is authorized to establish and publish, to expire with December 25, 1971, the vehicle unit rates proposed in Petition for Modification No. 613, herein.

2. Tariff filings 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 five days after the effective date of this order on not less than five days' notice to the Commission and to the public.

3. A & B Garment Delivery of San Francisco is authorized to depart from the long- and short-haul provisions of Section 460 of the Public Utilities Code to the extent necessary to exercise the authority granted herein. Schedules containing the rates published under this authority shall make reference to this order.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 19th
day of JANUARY, 1971.

Chairman

William S. Lyons, Jr.
John W. ...
Gerrit L. Sturgeon

Commissioners

Commissioner J. P. Vukasin, Jr., being necessarily absent, did not participate in the disposition of this proceeding.