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Decision No. 81567

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
PENINSULA PARCEL SERVICE, INC., a)
California corporation, for)
authority to depart from certain)
minimum rates, rules, and regula-)
tions established by the Public)
Utilities Commission of the State)
of California.)

Application No. 53255
(Filed April 11, 1972)

SUPPLEMENTAL OPINION AND ORDER

The Commission's interim ex parte order in Decision No. 80113 dated May 31, 1972 authorized, pending public hearing, Peninsula Parcel Service, Inc. to transport shipments weighing 100 pounds or less between points within a radius of 50 miles of San Carlos at rates less than and different from the otherwise governing minimum rates set forth in Minimum Rate Tariff 2.^{1/}

By the Commission's order in Decision No. 80965 dated January 16, 1973, Application No. 53255 of Peninsula Parcel Service, Inc. and Application No. 53396 of the San Francisco Parcel Service, Inc. were consolidated for public hearing with Petition No. 722 of the California Trucking Association. Pursuant to Rule 49 of the Commission's Rules of Practice and Procedure a prehearing conference, in lieu of public hearing, was held relative to the above consolidated matters before Examiner Gagnon at San Francisco on May 9, 1973.

1/ The specific minimum rates authorized to be charged by Peninsula Parcel Service, Inc. are set forth in Appendix A of Decision No. 80113.

At the aforementioned prehearing conference it was agreed by all parties that a public hearing relative to the interim ex parte relief granted by Decision No. 80113 would not be necessary since such relief was consistent with the current Commission policy as initially enunciated in J. S. Aaronson (1961) 58 CPUC 533. In the circumstances, that portion of the Commission's order in Decision No. 80113 directing that Application No. 53255 be set for public hearing should be rescinded and the interim relief granted by the decision made final. Since transportation conditions might change, however, such final relief should be made subject to the same expiration date applicable to the similar relief previously granted Rapid Radial Transport, Inc.

IT IS ORDERED that:

1. The interim authority granted Peninsula Parcel Service, Inc. in Decision No. 80113 is hereby made final. Since transportation conditions might change, however, such final relief is hereby made subject to an expiration date of February 6, 1974.

2. The portion of the Commission's order in Decision No. 80113 directing that Application No. 53255 be set for public hearing is rescinded.

3. To the extent not rescinded or revised herein the Commission's order in Decision No. 80113 shall remain in full force and effect until further order of the Commission.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 3rd
day of JULY, 1973.

Norman L. Stinson
President
J. P. Johnson
Raymond
Ed. De
Commissioners