

ORIGINAL

Decision No. 82628

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Western Motor Tariff)
 Bureau, Inc. under the Shortened)
 Procedure Tariff Docket to publish)
 for and on behalf of Padre Freight)
 Lines, tariff provisions resulting)
 in increases because of proposed)
 cancellation of specific commodity)
 rates published under alternative)
 application.)

Shortened Procedure
 Tariff Docket
 Application No. 54483
 (Filed December 7, 1973)

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc. (WMTB), seeks authority, on behalf of Padre Freight Lines (PFL), to cancel the carrier's participation in various rail-competitive commodity rates.¹ Upon cancellation of the rates, as proposed, higher class or commodity rates would apply.

Applicant states that PFL has not transported any shipments under the rates proposed to be canceled for some time due primarily to the loss of such traffic to competing highway carriers. Applicant declares that such rates have, in effect, become dead rates insofar as PFL is concerned and contends that the proposal would have no effect upon the shipping public since other highway carriers currently participate in the same rates.

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

¹ These rates are set forth in the following issues of WMTB: Rail Freight Station List No. 1-A, Cal.P.U.C. No. 16; Local, Joint and Proportional Freight and Express Tariff No. 101, Cal.P.U.C. No. 4; Local, Joint and Proportional Freight and Express Tariff No. 109, Cal.P.U.C. No. 13; and Railhead Pickup or Delivery Limits and Switching Limits Tariff No. 117, Cal.P.U.C. No. 27.

The application was listed on the Commission's Daily Calendar of December 10, 1973. No objection to the granting of the application has been received.

In the circumstances, the Commission finds that increases resulting from the cancellation of the rates, as proposed, are justified. A public hearing is not necessary. The Commission concludes that the application should be granted.

IT IS ORDERED that:

1. Western Motor Tariff Bureau, Inc., is hereby authorized, on behalf of Padre Freight Lines, to cancel the carrier's participation in its: (1) Rail Freight Station List No. 1-A, Cal.P.U.C. No. 16; (2) Local, Joint and Proportional Freight and Express Tariff No. 101, Cal.P.U.C. No. 4; (3) Local, Joint and Proportional Freight and Express Tariff No. 109, Cal.P.U.C. No. 13; and (4) Railhead Pickup or Delivery Limits and Switching Limits Tariff No. 117, Cal.P.U.C. No. 27, 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 five days after the effective date of this order on not less than five 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.

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This order shall become effective twenty days after the date hereof.

Dated at San Francisco, California, this 26th day of March, 1974.

Vernon L. Sturgeon
President

William J. Quinn, Jr.

[Signature]

[Signature]
Commissioners

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