

Decision No. 83404**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
Alltrans Express California, Inc., dba
WALKUP'S MERCHANTS EXPRESS, a
corporation, et al. for approval under
Section 496 of the Public Utilities
Code of an Agreement between
warehousemen and JACK L. DAWSON,
doing business as CALIFORNIA
WAREHOUSE TARIFF BUREAU.

Application No. 55022
(Filed July 11, 1974)

O P I N I O N

Alltrans Express California, Inc., doing business as Walkup's Merchants Express, and Haslett Company, Northern California Warehouse, Inc., and Walton Drayage and Warehouse Co., Inc., requests approval of an agreement entered into with Jack L. Dawson doing business as California Warehouse Tariff Bureau (Bureau).

The agreement authorizes the Bureau, as agent for the warehousemen, to publish for their account, the rates, rules, and regulations governing warehousing services; to comply, issue, file, and distribute warehouse tariffs containing such rates, rules, and regulations; and to do such other things as may be reasonably necessary for the accomplishment of those functions. The territorial scope of the Bureau is the State of California, and each warehouseman operating under the jurisdiction of the Commission is eligible to participate in the tariffs of the Bureau.

It is alleged that many of the warehousemen involved in the application are relatively small; that they do not have adequately trained personnel to publish rates, rules, and regulations, and process rate applications; that they realize substantial economical benefits by having the Bureau act on their behalf; that the agreement does not contemplate the pooling of services or earnings; and that each party

to agreement is free to take independent action before or after any determination arrived at by the Bureau.

Findings


1. The proposed rate and tariff agreement is consistent with the statutory provisions and within the scope of Section 496 of the Public Utilities Code.

2. Said agreement does not pertain to pooling or division of traffic, service, or earnings.

3. Said agreement provides the free and unrestrained right of individual warehousemen to take independent action either before or after any determination arrived at under any procedures provided for therein.

4. Said agreement and the rules and procedures provided for the operation thereof are fair and reasonable and not contrary to public policy.

After consideration the Commission finds that the proposed agreement would not be adverse to the public interest. A public hearing is not necessary.



O R D E R

IT IS ORDERED that Alltrans Express California, Inc., dba Walkup's Merchants Express, Haslett Company, Northern California Warehouse, Inc., Walton Drayage and Warehouse Co., Inc., and Jack L. Dawson are authorized to enter the Rate and Tariff Agreement as set forth in Exhibit 2 attached to the application.

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 4th
day of SEPTEMBER, 1974.

Vernon L. Steiner
President
William J. Synovitz
John W. Smith
Robert L. Smith
Donald L. Smith
Commissioners