

Decision No. 83925

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Proposed Reduced Rates and Charges for Storage of Tobacco - Smoking, Chewing or Cigarettes, by the APPLGATE WAREHOUSE COMPANY, a corporation, in its public warehouse at Sacramento, California, as set forth in California Warehouse Tariff Bureau, Warehouse Tariff No. 52, Public Utilities Commission No. 224, Item 656.

Case No. 9798 (I&S)

ORDER EXTENDING SUSPENSION OF RATE

On August 29, 1974 there was published on behalf of Applegate Warehouse Company at Sacramento a rate for the storage and handling of tobacco products set forth in Item 656 of California Warehouse Tariff Bureau Tariff No. 52 to become effective on October 10, 1974. On petition by California Distribution Centers the Commission by Decision No. 83578 dated October 8, 1974 issued its order suspending the operation of that rate until January 5, 1975 pending an investigation to determine its lawfulness. Public hearing was held in the investigation on November 25, 1974 and the matter was taken under submission on suggested findings of fact and conclusions of law filed by the parties on December 13, 1974.

There is not sufficient time to prepare a decision on the issues to become effective by January 5, 1974. The rate should not go into effect pending a decision and therefore the period of suspension should be extended pending that decision but not exceeding a period of six months. (Sect. 455, Pub. Util. Code.)

IT IS ORDERED that:

1. The operation of Item 656 of California Warehouse Tariff Bureau, Warehouse Tariff No. 52, Cal. P.U.C. No. 224 issued by Jack L. Dawson, Agent, suspended until January 5, 1975 by Decision No. 83578, is further suspended and the use thereof deferred until July 1, 1975, unless otherwise ordered by the Commission.

2. Copies of this order shall be forthwith served upon Applegate Warehouse Company; Jack L. Dawson, Agent, California Warehouse Tariff Bureau; and the law firm of Loughran & Hegarty.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 30<sup>th</sup> day of DECEMBER, 1974.

Vernon L. Stevenson  
President  
William J. Quinn  
Thomas Moran  
Robert E. McDavid  
Commissioners