

Decision No. 84049

**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 common carriers, highway  
carriers and city 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. 831  
(Filed December 16, 1974)

And Related Matter.

Case No. 5439  
Petition for Modification  
No. 237  
(Filed December 16, 1974)

O P I N I O N

Petitioner, Pacific Messenger Service, seeks exemption from the minimum rates, rules, and regulations named in Minimum Rate Tariffs 2 and 9-B applicable to the transportation of checks, drafts, and/or money orders (moving in process of clearance between banks and/or clearing houses), legal documents, business records, display advertising proofs, audit media, tabulation cards, and radioactive pharmaceuticals when transported in vehicles not exceeding a licensed weight of 4,500 pounds.

The operations here in question are courier operations for which the applicable minimum rates are not appropriate.

This matter was listed on the Commission's Daily Calendar for December 19, 1974. No protests or requests for public hearing have been received. In the circumstances, the Commission finds that petitioner intends to engage in a courier transportation service for which competing highway carriers have heretofore been exempted from the otherwise governing minimum rates, and petitioner's request for similar relief has been shown to be justified.

The Commission concludes that Petitions Nos. 831 and 237 in Cases Nos. 5432 and 5439, respectively, should be granted. A public hearing is not necessary.

O R D E R

IT IS ORDERED that Pacific Messenger Service is exempted from the otherwise governing provisions of Minimum Rate Tariffs 2 and 9-B when engaged in the courier transportation of checks, drafts, and/or money orders (moving in process of clearance between banks and/or clearing houses), legal documents, business records, display

advertising proofs, audit media, tabulation cards, and radioactive pharmaceuticals when transported in vehicles not exceeding a licensed weight of 4,500 pounds.

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

Dated at San Diego, California, this 4<sup>th</sup>  
day of FEBRUARY, 1975.

Herbert L. Stenger  
President  
William J. Stenger  
Leonard Ross

Commissioners