

Decision No. 41744

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Establishment )  
of rates, rules and regulations for )  
the transportation of property by )  
radial highway common carriers and )  
highway contract carriers between, )  
and by city carriers within, the )  
cities of Oakland, Alameda, Albany, )  
Berkeley, Emeryville and Piedmont. )

Case No. 4108

In the Matter of the Investigation )  
and Establishment of rates, charges, )  
classifications, rules, regulations, )  
contracts and practices of East Bay )  
Drayage and Warehouse Co., et al., )  
between the cities of Oakland, )  
Alameda, Albany, Berkeley, Emeryville )  
and Piedmont. )

Case No. 4109

Appearances

- Russell Bevans, Aaron H. Glickman,  
E. H. Hart, William Larimore, and  
Charles C. Miller for various carriers,  
carrier associations, and tariff pub-  
lishing agents.
- J. J. Deuel and Alex Meyer for  
California Farm Bureau Federation.
- S. A. Moore for Permanente Cement Company.

SUPPLEMENTAL OPINION AND ORDER

Minimum rates for drayage operations in the East Bay  
drayage area have been promulgated in City Carriers' Tariff No. 2-A -  
Highway Carriers' Tariff No. 1-A (Appendix "A" of Decision No. 41362  
of March 23, 1948, as amended, in these proceedings)<sup>1</sup>. Rules and regula-  
tions governing the application of these rates have been made a part  
of the tariff. However, the provisions of outstanding orders regard-  
ing the issuance of shipping documents have not been incorporated in  
the tariff. Upon due notice to interested parties, an adjourned  
public hearing was scheduled for the receipt of evidence relative to

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<sup>1</sup> This drayage area consists of the cities of Oakland, Alameda,  
Albany, Berkeley, Emeryville and Piedmont.

the advisability of doing so. This hearing was had at San Francisco  
on June 8, 1948, before Examiner Mulgrew.<sup>2</sup>

A rate expert employed by the Commission introduced an exhibit which included the proposed tariff amendments. These tariff provisions, he said, were no different in their scope or effect than the present provisions of the orders; the changes in language, he explained, were made merely for the purpose of adapting the requirements of the orders to tariff publication. By the tariff rule method, the witness asserted, interested parties could, by reference to the tariff, be fully informed with respect to the requirements which must be observed concerning the issuance of shipping documents. He testified that the service of rate orders on the carriers and other interested parties would be simplified by using the tariff process.

Interested parties offered no objections; however, some of them alleged that it is impractical for carriers to furnish shipping documents with all the required entries filled in at the time of the tender of shipments. It was suggested that the carriers be permitted to furnish rates and weights subsequent to the receipt of shipments and to use bills of lading supplemented by subsequently issued freight bills.

Outstanding orders relating to the issuance of shipping documents do not require that these documents must be completed at the time of the tender of shipments to the carriers. They contain a "suitable and proper" combined shipping order and freight bill. Other forms may be used, provided they supply all of the required information concerning the transportation involved. In these circumstances, the suggested changes in shipping document requirements do not appear to be necessary.

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The hearing also involved the receipt of similar evidence in Cases Nos. 4084, 4121, 4246, 4434 and 4808 with regard to other minimum rate tariffs. This evidence is treated in decisions issued today which deal with each of these tariffs.

It appears that the amendments to City Carriers' Tariff No. 2 - Highway Carriers' Tariff No. 1-A proposed by the rate expert will enable more ready determination of the requirements of outstanding orders and at the same time permit improvement in procedures in the service of rate orders. The tariff will be amended accordingly.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that Decision No. 41362, as amended, in this proceeding, be and it is hereby further amended by incorporating in City Carriers' Tariff No. 2-A - Highway Carriers' Tariff No. 1-A (Appendix "A" of said Decision No. 41362, as amended), the original and revised pages attached hereto and by this reference made a part hereof, which pages are numbered as follows:

First Revised Page 2 cancels Original Page 2  
First Revised Page 10 cancels Original Page 10  
First Revised Page 18 cancels Original Page 18  
First Revised Page 48 cancels Original Page 48  
Original Page 49  
Original Page 50

In all other respects the aforesaid Decision No. 41362, as amended, shall remain in full force and effect.

This order shall become effective thirty (30) days from the date hereof.

Dated at San Francisco, California, this 22<sup>nd</sup> day of June, 1948.

J. F. [Signature]  
James F. [Signature]  
[Signature]  
[Signature]  
[Signature]  
Commissioners

First Revised Page.....2  
Cancels  
Original Page.....2

CITY CARRIERS' TARIFF NO. 2-A  
HIGHWAY CARRIERS' TARIFF NO. 1-A

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\* Change, Decision No. **41744**

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Issued by The Public Utilities Commission of the State of California,  
San Francisco, California.

Correction No. 1

ARRANGEMENT OF TARIFF

This is a loose-leaf tariff  
consisting of six sections

- SECTION NO. 1 contains rules and regulations  
of general application.
- SECTION NO. 2 contains class rates.
- SECTION NO. 3 contains general commodity rates.
- SECTION NO. 4 contains special commodity rates.
- SECTION NO. 5 contains hourly and monthly truck  
rates.
- \*SECTION NO. 6 contains form of shipping document.

\* Change, Decision No. 41744

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Correction No. 2

Item No.	SECTION NO. 1 - RULES AND REGULATIONS (Continued)
190	<p style="text-align: center;"><b>HEAVY OR BULKY SHIPMENTS</b></p> <p>Additional labor required for the handling of articles or packages which because of their weight or bulk cannot be handled by one man shall be charged for at the rate of \$2.16 per man per hour, minimum charge \$2.16.</p>
*195 Added	<p style="text-align: center;"><b>ISSUANCE OF SHIPPING DOCUMENT</b></p> <p>A shipping document (either in individual or manifest form) shall be issued by the carrier to the shipper for each shipment received for transportation. The shipping document shall show the following information:</p> <ul style="list-style-type: none"> <li>(a) Name of shipper.</li> <li>(b) Name of consignee.</li> <li>(c) Point of origin.</li> <li>(d) Point of destination.</li> <li>(e) Description of the shipment (in terms of the Western Classification or Exception Sheet or as provided in this tariff.</li> <li>(f) Weight of the shipment.</li> <li>(g) Rate and charge assessed.</li> <li>(h) Such other information as may be necessary to an accurate determination of the applicable minimum rate and charge.</li> </ul> <p>The form of shipping document in Item 1120 series will be suitable and proper.</p> <p>A copy of each shipping document shall be retained and preserved by the issuing carrier, subject to the Commission's inspection, for a period of not less than three years from the date of its issuance.</p>
200	<p style="text-align: center;"><b>LOSS AND/OR DAMAGE CLAIMS</b></p> <p>A minimum charge of \$1.36 shall be made for the handling and collection of loss and/or damage claims against another carrier when the amount involved exceeds \$100.00. When the amount involved is \$100.00 or less, not less than 1 per cent of the amount involved shall be charged subject to a minimum of 35 cents. This accessorial service shall not be rendered except upon the shipper's or consignee's request.</p>
210	<p style="text-align: center;"><b>MARKING OR TAGGING OF PACKAGES</b></p> <p>The rate for marking, stenciling or tagging will be:      1 or 2 line stencil or marking, or for tagging, ½ cent per package, minimum charge 14 cents.      3 lines or more stencil or marking, 1½ cent per package, minimum charge 35 cents.</p>

\* Change, Decision No. 41744

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 Correction No. 3 San Francisco, California.

SECTION 5 - HOURLY AND MONTHLY TRUCK RATES

Rates named herein apply during regular working hours. See Item No. 120 Series for additional charges for service at other than regular working hours. Subject to Item No. 190 Series when labor in addition to Driver is required.

ITEM NO.			
	Monthly Vehicle Unit Rates, including Driver and All Other Operating Expenses. (See Title Note on this Page.)	Limited to 50 Miles per Day.	Rate in Cents Per Mile for Distances in Excess of 50 miles per day. (See Note 1.)
	<u>Capacity</u>		
1100	2,500 Lbs. and under	\$352.88	7
	Over 2,500 " to and incl. 4,500 Lbs.	407.17	9½
	" 4,500 " " " 5,500 "	454.67	12
	" 6,500 " " " 8,500 "	502.18	17
	" 8,500 " " " 10,500 "	522.54	23
	" 10,500 " " " 15,500 "	542.89	28
	" 15,500 "	576.83	31
	NOTE 1. -To be added to monthly charge for the same vehicle limited to 50 miles per day.		

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\* Change; words "The End" eliminated. Decision No. 41744

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 Correction No. 4.



\* SECTION 6

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FORM OF SHIPPING DOCUMENT  
TO WHICH REFERENCE IS MADE IN  
ITEM 195 SERIES

\* Change, Decision No. 41744

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Correction No. 5

SECTION 6 - FORM OF SHIPPING DOCUMENT

\*Item No. 1120 Added

SHIPPING ORDER AND FREIGHT BILL

Bill \_\_\_\_\_

Permit No. \_\_\_\_\_

Name of Carrier \_\_\_\_\_

(Name of carrier must be same as shown on permit)

Point of Origin \_\_\_\_\_

Date \_\_\_\_\_, 194

Shipper \_\_\_\_\_

Consignee \_\_\_\_\_

Street Address \_\_\_\_\_

Street Address \_\_\_\_\_

City \_\_\_\_\_

City \_\_\_\_\_

Packages	Kind	Description of Commodities	***Weight	Rate	Charges

Shipper	Check here				C.O.D.
	Origin		Destination		
By _____ (Show name in full)	Terminal	Store Door	Terminal	Store Door	C.O.D. Fee
Received by Carrier in good condition except as noted					
By _____ Driver (show name in full)					**Advances
					**Other
					Charges
Received by Consignee in good condition except as noted					Prepaid
By _____ (Show name in full)					Total to Collect
**Show each change separately and what it represents.					
**If other unit of charges, show per box, crate, bundle, bag, head, etc.					

END OF TARIFF

\*Change, Decision No. 41744

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Correction No. 6