

ORIGINAL

Decision No. 42368

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Establishment of just, reasonable and nondiscriminatory maximum or minimum, or maximum and minimum rates, rules, classifications and regulations for the transportation of property for compensation or hire over the public highways of the City of Los Angeles. )  
 Case No. 4121 )

SUPPLEMENTAL OPINION AND ORDER

By petition filed December 17, 1948, the Motor Truck Association of Southern California seeks a reduction in the classification rating applicable to facial cleansing tissue when transported within the Los Angeles drayage area.

The present rating was established by Decision No. 41928 of August 3, 1948, in this proceeding, as part of a general adjustment of ratings and minimum rates. Upon evidence introduced by the present petitioner, an exception rating of one and one-half times first class was established on facial cleansing tissue, in lieu of the classification basis of second class. The verified petition herein considered shows that the inclusion of this commodity in petitioner's previous proposals was due to error. By affidavit, the witness who previously testified in support of the present exception rating avers that the density of facial cleansing tissue is more than twice the average density of paper boxes, bottles and cans, the other articles made subject to the one and one-half times first class rating; and that the inclusion of the tissue with such other paper articles was improper.

Petitioner seeks cancellation of the present exception rating on tissue, thereby restoring the lower second class rating on that commodity. Petitioner states that it has investigated the matter involved in this petition with respect to the interests of both shippers and carriers, and that no party will be prejudiced by the granting of the sought reduction.

It appears that this is a matter in which a public hearing is not necessary and that the proposed modification should be adopted.

Therefore, good cause appearing,

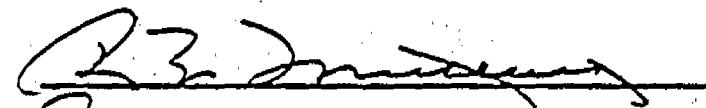
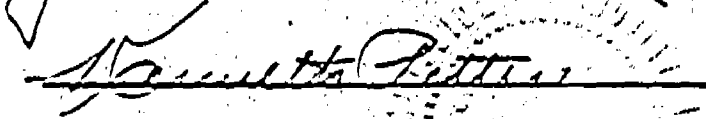
IT IS HEREBY ORDERED that City Carriers' Tariff No. 4 - Highway Carriers' Tariff No. 5 (Appendix "A" of Decision No. 32504, as amended, in this proceeding) be, and it hereby is, further amended by incorporating therein, Third Revised Page 22 cancels Second Revised Page 22, to become effective February 1, 1949, which page is attached hereto and by this reference made a part hereof.

IT IS HEREBY FURTHER ORDERED that any tariff publications of common carrier respondents filed pursuant to this order may be made effective not earlier than February 1, 1949, and on not less than five (5) days' notice to the Commission and to the public.

In all other respects the aforesaid Decision No. 32504, as amended, shall remain in full force and effect.

This order shall become effective twenty (20) days from the date hereof.

Dated at San Francisco, California, this 28<sup>th</sup> day of December, 1948.

  
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Justice F. Cramer  
  
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Kenneth F. Fetter  
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Commissioners

Item No.	SECTION NO. 1 - RULES AND REGULATIONS OF GENERAL APPLICATION (Concluded)	Class Rating
EXCEPTIONS TO WESTERN CLASSIFICATION AND EXCEPTION SHEET (Concluded)		
212 9-1-48	Aluminum Ware, viz.: Kitchen or cooking utensils, not nested solid----- (Subject to Note 1 of Item No. 290 series.)	1½
215 9-1-48	Bicycles, set up or knocked down----- (Subject to Note 1 of Item No. 290 series.)	1½
218 9-1-48	Burial Cases, set up----- (Subject to Note 2 of Item No. 290 series.)	1½
219 9-1-48	Cans, iron or steel, liquid capacity exceeding one gill but not exceeding 5 gallons, not nested----- (Subject to Note 1 of Item No. 290 series.)	1½
220-B 9-1-48	Carriers (used packages), second-hand, empty, as described in and subject to the provisions of Item No. 300 series of the Exception Sheet. (Minimum rate restriction removed as no longer effective.)	One-half of 4
230 1-1-40	Flowers, fresh, cut-----	1
232 9-1-48	Furniture as described under that heading in the Western Classification except articles knocked down and except the following: Bamboo, cane, fibre, grass, rattan, reed or willow; Bedstead rails, bedstead rails and holders combined, or bedstead slats, steel; Cabinets, filing, steel; Children's bed springs, linked or woven wire, with angle iron frames; Cots, linked or woven wire springs and steel frames, collapsed or folded. (Subject to Note 1 of Item No. 290 series.)	1½
235 9-1-48	Glassware, viz.: Incandescent lamps; Lamp globes or bulbs; Lamp shades, (not nested)----- (Subject to Note 2 of Item No. 290 series.)	1½
240 1-1-40	Ice Cream-----	2
260 9-1-48	Pads, sanitary (sanitary diapers or napkins)----- (Subject to Note 1 of Item No. 290 series.)	1½
6265-A Cancels 265	Paper or Articles of Paper or Pulp, viz.: Boxes, bottles or cans as described in Item No. 6125 series of the Western Classification----- ***** (Subject to Note 1 of Item No. 290 series.)	1½
270 9-1-48	Sheet Steel Ware, as described under that heading in the Western Classification, except articles nested or nested solid and except the following: Baking pan sets, (two or more pans strapped together with band steel); Can or pail stock, other than milk shipping can stock, tin, bodies flat, tops and bottoms formed; Forks or spoons, galvanized, tinned or plain; Pail or tub ear blanks; Panels or hoods, refrigerator cabinet, unfinished, not galvanized, painted, enameled nor lacquered; Powder keg material, (bottoms, sides, stoppers or tops); Shovels, stove. (Subject to Note 2 of Item No. 290 series.)	1½
280 9-1-48	Trunks or Traveling Bags as described under that heading in the Western Classification----- (Subject to Note 2 of Item No. 290 series.)	1½

290  
9-1-48

(Applies in connection with items making specific reference hereto.)

- (1) Rates on shipments weighing in excess of 2,000 pounds shall be computed at the ratings shown based upon the class rates applicable to a minimum weight of 2,000 pounds.
- (2) Rates on shipments weighing in excess of 4,000 pounds shall be computed at the ratings shown based upon the class rates applicable to a minimum weight of 4,000 pounds.

\*\*\* Tissue, Facial Cleansing, eliminated.

o Reduction, Decision No. 42328

EFFECTIVE FEBRUARY 1, 1949

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

Correction No. 105