

ORIGINAL

Decision No. 46020

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

Appearance

Daniel Baker, for Draymen's Association
of Alameda County, petitioner.

SUPPLEMENTAL OPINION

Item No. 440 series of City Carriers' Tariff No. 2-A -
Highway Carriers' Tariff No. 1-A provides a third-class rating for
the handling, distribution and transportation of pool shipments of
paper bags, paper napkins, printing paper, toilet paper, paper
towels and wrapping paper within and between East Bay cities.¹

¹ A pool shipment is a "lot of property consigned to (a) a carrier (drayman) with instructions for ultimate delivery to two or more subconsignees, or to one subconsignee at more than one delivery address, or (b) a consignee other than a carrier on which a carrier has instructions to make ultimate delivery to two or more delivery addresses of the consignee, or to one or more subconsignees, or to a subconsignee at more than one delivery address."

By petition filed December 29, 1950, the Draymen's Association of Alameda County requests that the provisions of Item No. 440 series be limited to transportation and that the accessorial services rendered in the distribution and handling of such pool shipments be made subject to the rates and charges named in Item No. 220 series of the tariff. Petitioner also requests that printing and wrapping paper be accorded a fourth-class rating in lieu of the present third-class rating.²

Public hearings were held at San Francisco on February 29, 1951, and March 28, 1951, before Examiner Lake.

Under petitioner's proposal, pool shipments of the paper and paper articles herein involved would be subject, in addition to the class rates named in the tariff for the transportation service, to additional charges for unloading, segregating or unloading and segregating as follows:

Paper bags, paper napkins, toilet paper and towels:

11 cents per 100 pounds when the drayman transports the property to ultimate destination; and

13 cents per 100 pounds when he does not transport the property to the ultimate destination.

Printing paper and wrapping paper:

9½ cents per 100 pounds when the drayman transports the property to ultimate destination; and

11½ cents per 100 pounds when he does not transport the property to the ultimate destination.

The rates named in Item No. 220 series, for the accessorial services, which petitioner proposes to apply to shipments of the commodities here in question were established for all other general commodities effective November 15, 1949. They were based upon proposals

² The petition also sought modification of the zones from and to which the rates, rules and regulations named in the tariff applied. This matter was disposed of by Decision No. 45475, dated March 20, 1951, in this proceeding.

made by associations representing the draymen and the showings submitted in support thereof.³

Petitioner pointed out that when the request was made for the establishment of the accessorial rates and charges for pool shipments of general commodities, the paper and paper articles herein involved were inadvertently omitted. However, the studies introduced and the justification submitted in support of the proposed charges included them. It stated that it was not the intent to create, nor was there any reason for creating an exception, in the prior proceeding, to the pool shipment rates on the paper commodities.

Witnesses for petitioner testified that pool shipments of paper and paper articles present more difficult problems and incur greater expenses than other commodities. This was so, they said, because the wide assortment of sizes in paper shipments requires complete rehandling and sorting to make up shipments. This does not generally occur, they stated, in the handling of other classes of pool shipments. A witness stated that although no detailed study had been made of the cost of handling pool shipments, other than the study referred to in the prior proceeding, time studies of the handling of ten pool-car lots of paper and paper articles indicated that the time involved in handling paper commodities was greater than that incurred in handling the majority of other commodities.

No one opposed the adoption of this proposal.

As hereinbefore observed, the rates proposed to be increased are those upon which petitioner submitted evidence at a prior hearing but were omitted from the original request. The increases assertedly are necessary because the present rates are noncompensatory. The proposed rates are of the same volume

³ See Decision No. 43457 of October 25, 1949, (49 Cal.P.U.C. 169), in these proceedings. The associations are the Draymen's Association of San Francisco and Draymen's Association of Alameda County.

and effect as those found reasonable for related commodities in a prior proceeding. For this reason, the Commission is of the opinion that petitioner's proposal is reasonable and should be adopted.

O R D E R

Based upon the evidence of record and upon the conclusions and findings set forth in the preceding opinion,

IT IS HEREBY ORDERED that City Carriers' Tariff No. 2-A - Highway Carriers' Tariff No. 1-A (Appendix "A" of Decision No. 41362, as amended, in these proceedings) be and it is hereby further amended by incorporating therein, to become effective September 4, 1951, First Revised Page 24 cancels Original Page 24, attached hereto and by this reference made a part hereof.

IT IS HEREBY FURTHER ORDERED that tariff publications required or authorized to be made by common carrier respondents in Case No. 4109 as a result of this order may be made effective on not less than five (5) days' notice to the Commission and to the public.

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

The effective date of this order shall be twenty (20) days after the date hereof.

Dated at San Francisco, California, this 31st day of July, 1951.

Robert J. Donohue
Justice D. Green
Harold P. Hills
Benjamin H. Lattin
Robert L. Mitchell
Commissioners

SECTION NO 1 - RULES AND REGULATIONS (Continued)		
EXCEPTION TO CURRENT CLASSIFICATION		
Item No.	ARTICLE	CLASS
380	<p>IRON OR STEEL, viz.:</p> <p>Angles, Forgings, Rails, Bars, Pig, Scrap, Channels, Plate Sheet.</p> <p>Structural Iron or Steel, fabricated or unfabricated, consisting of:</p> <p>Angles, exclusive of angles in bar shape not larger than 3 inches by 3 inches by 3/16 inch, Bars, truss, Bases, Beams, Braces, Brackets, Caps, Post,</p> <p>Channels, exclusive of channels in bar shape not larger than 3 inches, Clevises, Columns, Girders, Hangers, Joist, Lintels, Piling, Plates, Floor (without glass),</p> <p>Railings, balcony or stair, Structural Forms, N.O.S., fabricated from bars, plates or shapes 3/16 inch or thicker, Struts, Tees, Trusses, Turnbuckles, Zees.</p> <p>30 feet and under in length Over 30 feet but not over 40 feet in length Over 40 feet in length</p>	<p>4 2 1</p>
390	<p>LEATHER, SOLE, in rolls or bundles Shipping Minimum 300 tons per year, subject to Item No. 180 series Applies only within Zone 1</p>	<p>4</p>
400	<p>OIL, COOKING or SALAD, liquid, viz.: Corn, Cottonseed, Soy (Soja or Soya) Bean, Lard, in bulk in barrels, or in glass or tin in packages ..</p>	<p>4</p>
410	<p>PAINTS, PAINT MATERIAL and PUTTY, as described under heading "PAINTS, PAINT MATERIAL and PUTTY" in current Classification; also FISH OIL, LINSEED OIL and TURPENTINE</p>	<p>4</p>
420	<p>PAPER ARTICLES, viz.: BOXES, Fibreboard, Pulpboard or Strawboard (Paper Boxes), corrugated or other than corrugated, plain or waterproofed, printed or not printed, knocked down flat or folded flat, in boxes, bundles or crates Applies only on Shipping and City Delivery</p>	<p>4</p>

*430-A Cancels 430	PAPER and PAPER ARTICLES, as described under headings "PAPER" and "PAPER ARTICLES" in current Classifi- cation Inhaul Minimum 100 tons per month, subject to Item No. 180 series. △(1) Does not apply on Pool Shipments.	(1)4
◇440-A Cancels 440	Applies only on Pool Shipments (Subject to Item No. 220 series) PAPER and PAPER ARTICLES, viz.: Bags, Paper Napkins, Toilet Paper, Towels Printing Paper, Wrapping Paper	3 4
* Change △ Change; no increase nor reduction ◇ Increase		
EFFECTIVE SEPTEMBER 4, 1951		
Issued by the Public Utilities Commission of the State of California, San Francisco, California. Correction No. 57		