

ORIGINAL

Decision No. 47763

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Establishment of)
rates, rules, classifications and)
regulations for the transportation of)
property within the City and County)
of San Francisco.)

Case No. 4084

SUPPLEMENTAL OPINION AND ORDER

By Decision No. 47663 of September 2, 1952, in Case No. 4808, the Commission found that the minimum rates, rules and regulations set forth in City Carriers' Tariff No. 1-A (San Francisco drayage) were not designed for application to the operations of independent-contractor subhaulers in rendering service for other carriers. It concluded that the tariff provisions should specifically be made inapplicable to such operations. The tariff will be amended accordingly. At the same time certain other changes not affecting the volume of the rates and charges will be made in the tariff pages involved in the interest of clarity and uniformity. In the circumstances a public hearing is not necessary.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that City Carriers' Tariff No. 1-A (Appendix "A" to Decision No. 41363 as amended) be and it is hereby further amended by incorporating therein, Second Revised Page 12 cancels First Revised Page 12 and Second Revised Page 13 cancels First Revised Page 13, attached hereto and by this reference made a part hereof.

In all other respects said Decision No. 41363, as amended, shall remain in full force and effect.

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

Dated at San Francisco, California, this 30th day of September, 1952.

R. J. Zimmerman
President
Harold S. Kels
John E. Mitchell

- Commissioners

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| Item No. | SECTION NO. 1 - RULES AND REGULATIONS OF GENERAL APPLICATION (Continued) |
| *10-B Cancels 10-A | <p style="text-align: center;">DEFINITION OF TECHNICAL TERMS (Items Nos. 10 and 20 series)</p> <p>*(a) CARRIER means a carrier, as defined in the City Carriers' Act.</p> <p>(b) CARRIER'S EQUIPMENT means any motor truck or other self-propelled highway vehicle, trailer, semi-trailer, or any combination of such highway vehicles operated by the carrier.</p> <p>(c) CITY DELIVERY or CITY DELIVERIES means the transportation of property to retail stores or direct consumers of the property transported when the shipment originates within the City and County of San Francisco at other than a carrier's depot, dock, wharf, pier or landing.</p> <p>(d) HOLIDAYS means New Year's Day, Washington's Birthday, Memorial Day, Fourth of July, Labor Day, Admission Day, Thanksgiving Day and Christmas Day.</p> <p>*(d-a) INDEPENDENT-CONTRACTOR SUBHAULER means any carrier who renders service for a principal carrier, for a specified recompense, for a specified result, under the control of the principal as to the result of the work only and not as to the means by which such result is accomplished</p> <p>(e) INHAUL means transportation of property received from another carrier at a depot, dock, wharf, pier, landing or other point at which facilities are maintained for the loading of property into or upon, or the unloading of property from rail cars or vessels, or received from another carrier at truck loading facilities of plants or industries located at such rail or vessel loading or unloading point, when originating beyond the limits of the City and County of San Francisco; and also means transportation of property from public warehouses to wholesalers.</p> <p>*(f) OUTHAUL means transportation of property in City Delivery and Shipping as defined in paragraphs (c) and (1).</p> <p>(g) POINT OF DESTINATION means the precise location at which property is tendered for physical delivery into the custody of the consignee or his agent.</p> <p>(h) POINT OF ORIGIN means the precise location at which property is physically delivered by the consignor or his agent into the custody of the carrier for transportation.</p> <p>(i) RATE includes charge, and also the ratings, minimum weight, rules and regulations governing, and the accessorial charges applying in connection therewith.</p> <p>(j) SAME TRANSPORTATION means transportation of the same kind and quantity of property and subject to the same limitations, conditions and privileges, although not necessarily in an identical type of equipment.</p> <p>(k) SHIPMENT means a quantity of freight tendered by one shipper on one shipping document at one point of origin at one time for one consignee at one point of destination.</p> |
| * Change, Decision No. <u>47763</u> | |
| EFFECTIVE OCTOBER 20, 1952 | |
| Issued by the Public Utilities Commission of the State of California, San Francisco, California. Correction No. 160 | |

| Item No. | SECTION NO. 1--RULES AND REGULATIONS OF GENERAL APPLICATION (Continued) |
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| <p>*20-B Cancels 20-A</p> | <p style="text-align: center;">DEFINITION OF TECHNICAL TERMS (Concluded) (Items Nos. 10 and 20 series)</p> <p>(1) SHIPPING means transportation of property to another carrier when destined beyond the limits of the City and County of San Francisco.</p> <p>(n) TAILGATE LOADING means loading of the shipment into or upon carrier's equipment from a point at street level not more than 20 feet distant from said equipment or at other than street level when vehicular elevator service or vehicular ramp is provided and made available to the carrier.</p> <p>(o) TAILGATE UNLOADING means unloading of the shipment from carrier's equipment and placing it at a point at street level not more than 20 feet distant from said equipment, or at other than street level when vehicular elevator service or vehicular ramp is provided and made available to the carrier.</p> <p>(p) TON means 2,000 pounds.</p> <p>*(q) WESTERN CLASSIFICATION means Western Classification No. 75, Cal.P.U.C.-W.C. No. 8 of Geo. H. Dumas, Agent, and supplements thereto or reissues thereof when the provisions of said supplements or reissues have been approved by the Commission.</p> |
| <p>*30-A Cancels 30</p> | <p style="text-align: center;">APPLICATION OF TARIFF--CARRIERS</p> <p>*Rates provided in this tariff are minimum rates, established pursuant to the City Carriers' Act. They apply for the transportation of property by carriers as defined in said City Carriers' Act.</p> <p>*Rates, rules and regulations named in this tariff shall not apply to transportation by independent-contractor subhaulers when such transportation is performed for other carriers. This exception shall not be construed to exempt from the tariff provisions carriers for whom the independent contractors are performing transportation service.</p> |
| <p style="text-align: center;">*Change, Decision No. 47763</p> | |
| <p style="text-align: center;">EFFECTIVE OCTOBER 20, 1952</p> | |
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| <p>Correction No. 161</p> | |