

ORIGINALDecision No. 49673

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 general
 commodities (commodities for which
 rates are provided in Highway
 Carriers' Tariff No. 2).

Case No. 5432
 (Pet. No. 21)

Appearances

Ralph S. Schmitt, for Purex Corporation, Ltd.,
 petitioner.

Arlo D. Poe, for Motor Truck Association of
 Southern California, interested party.

C. S. Abernathy, of the staff of the
 Public Utilities Commission of the State of
 California.

O P I N I O N

By petition filed on December 21, 1953, Purex Corporation, Ltd., asks that the description of soap, lard and related articles, for which a truckload commodity rate is named in Item No. 730 series of Highway Carriers' Tariff No. 2, be broadened by the inclusion of "Bleach, Laundry, NOIBN, Dry, in Bags, Barrels or Boxes", and "Sodium (Soda), viz: Hypochlorite Solution."

A public hearing was held before Examiner Bryant at Los Angeles on February 2, 1954. The matter is ready for decision.

The aforesaid tariff item provides a minimum rate of 42 cents per 100 pounds, minimum weight 30,000 pounds, between San Francisco Territory and Sacramento Territory on the one hand and Los Angeles Territory on the other. It applies on various commodities specifically listed under a general heading of "Soap, Lard, and Related Articles."

The petitioner is engaged in the business of manufacturing, selling and distributing cleaning, scouring and washing compounds and related products. It has California plants in South Gate and San Leandro. A relatively new product, sold as a "dry bleach", consists of 8 percent calcium hypochlorite in combination with 92 percent of inert ingredients including 18 percent cleansing ingredients. The compound contains 8 percent available chlorine. Another principal product, sold as a "liquid household bleach", is described as "sodium (soda), viz: hypochlorite solution." These are the two products referred to in the present petition.

Petitioner's general traffic manager testified that in his opinion the two bleaches in question are already ratable under Item No. 730 series, but that some differences of opinion have developed¹. He said that in any event a tariff of the rail lines naming an identical carload rate between the areas in question specifically lists the two bleaches herein involved, and that this rate is available, therefore, to highway carriers

1 The commodities described in Item No. 730 series include "Compounds, Cleaning, Scouring or Washing", "Disinfectants, other than medicinal" and "Lime, Chlorinated (Chloride of Lime Bleach or Bleaching Powder)."

under an item in Highway Carriers' Tariff No. 2 which provides for the alternative application of common carrier rates (Item No. 200 series)². For these reasons, according to the witness, the proposal of his company would result in tariff clarification rather than in an actual change in rates and charges. He testified further that all of the commodity tariffs applying on traffic moving between points in the western states as published by common carriers, including both railroads and motor carriers, have been amended by addition of the commodities herein involved to the tariff items covering soap and related articles. He introduced exhibits showing the classification ratings on all of the commodities listed in Item No. 730 series and also on the two articles now proposed to be added thereto. In another exhibit he set forth the classification descriptions, size of pack, dimensions, cubic foot measurement and gross shipping weight of all products manufactured by Purex Corporation, Ltd. The comparisons show that the two bleaches are comparable with the other articles listed in Item No. 730 series insofar as weights and density per case are concerned.

No other witness testified. No one opposed the granting of the petition. However, a representative of the Commission rate staff stated that the manner in which the petitioner proposed to designate the articles in Item No. 730 series might be productive of varying interpretations. The staff representative suggested that the sought result might

² The rail tariff is Pacific Southcoast Freight Bureau Tariff No. 300, Cal. P.U.C. No. 102 of J. P. Haynes, Agent.

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best be accomplished by merely changing the present description "Compounds, Cleaning, Scouring or Washing" to read "Compounds, Bleaching, Cleaning, Scouring, Washing." The petitioner's general traffic manager concurred in the suggested modification.

The evidence is convincing that compounds intended primarily for bleaching purposes are comparable in their transportation characteristics with cleaning, scouring or washing compounds, and that provision should be made for the bleaching compounds in Item No. 730 series in order to remove any uncertainty in the application of the rate.

Upon careful consideration of all of the facts and circumstances of record it is concluded that Item No. 730 series of Highway Carriers' Tariff No. 2 should be revised to the extent provided in the order which follows.

O R D E R

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

IT IS HEREBY ORDERED:

- (1) That Highway Carriers' Tariff No. 2 (Appendix "D" to Decision No. 31606, as amended) be, and it is, hereby further amended by incorporating therein to become effective April 1, 1954, Eighteenth Revised Page 5 cancels Seventeenth Revised Page 5 and Sixteenth Revised Page 5, and Eighth Revised Page 64 cancels Seventh Revised Page 64, which revised pages are attached hereto and by this reference made a part hereof.

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(2) That tariff publications to be made by common carriers pursuant to this order may be made effective not earlier than April 1, 1954, and on not less than five days' notice to the Commission and to the public.

(3) That in all other respects the aforesaid Decision No. 31606, as amended, shall remain in full force and effect.

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

Dated at San Francisco, California, this 11th day of February, 1954.

A. J. [Signature]
President

MATHEW G. [Signature]

[Signature]

[Signature]

James [Signature]
Commissioners

INDEX OF COMMODITIES (Continued)			
COMMODITY	Item Number	COMMODITY	Item Number
Candles (M)	723-726	Compounds, paint, lacquer or varnish reducing, removing or thinning	377
Candy	360	Compound, radiator or cleaning (M)	723-726
Canned Goods and Other Articles as described in Item No. 610 series	320, 360, 610, 620, 630	Compound, rust preventing or removing (M)	723-726
Carts, Wheel, wooden	660, 690	Compound, type cleaning (M)	723-726
Carts, wooden	365	Compound, waterproofing (M)	723-726
Caps, column	660, 690	Confectionery	360
Caps, Sand Line	365	Containers, Beverage	600
Carriers (used packages)	330	Cooler Closets	660, 690
Cases (Built-in Fixtures)	660, 690	Corn	(1), 652, 652½, 654
Casing, Door and Window Panel	660, 690	Corn Cobs	652, 652½, 654
Casing Shoes	365	Cornice Brackets	660, 690
Castings, Swing Post	365	Corn, Kaffir	652, 652½, 654
Catchers, Tubing	365	Corn Steep Water	652, 652½, 654
Catsup	(1)	Countershafts, Oil Well	365
Cement, pipe fitting (M)	723-726	Covers, cotton cloth	335
Cereal and Nuts combined	360	Covers, Guy Wire	660, 690
Cereal Food	360	Covers, Thief Hole	365
Cereal Food Preparations	655, 656	Cow Peas	652½, 654
Cereals, cooked	655, 656	Cranes, Derrick	365
Chaff	652, 652½, 654	Cross Arms, wooden	660, 690
Chap Sticks	395	Crystals, Citrus Fruit Juico	360
Charcoal (M)	652½, 654	Cupboards	660, 690
Cheese (including cottage and pot cheese) (M)	315, 605	Cylinders, Well Pump	365
Chests of Drawers	660, 690	Darso	652, 652½, 654
Chili, ground	(1)	Derrick Cranes	365
China Closets	660, 690	Derricks	365
Chloride of Lime Bleach	730	Dessert Preparations	360
Chocolate	360	Disinfectants	730
Chocolate Coating	360	Distillers' Grains	652, 652½, 654
Chops	652, 652½, 654	Doors	660, 690
Chowders	(1)	Drain Pipe Solvent	730
Citrus Fruit Juico		Dressing, Automobile Top (M)	723-726
Powders or Crystals	360	Dressing, Bolt (M)	723-726
Clamps	365	Dressing, Salad	(1)
Clamps, Disconnecting, Drilling, Drive or Gas	365	Drill Bitheads	365
Packing	365	Dry Milk Solids	(1)
Clay, Fire (M)	652, 652½, 654	Durra	652, 652½, 654
Clippings	333	Dust, Elevator	652, 652½, 654
Clothing, staple work	360	Earth, Infusorial	650
Coating, Chocolate	360	Egg, Yolk	(1)
Cocoa	360	Eggs, Shelled	360
Cocanut, prepared	(1)	Egyptian Wheat	652, 652½, 654
Coffee	360	Elevator Dust	652, 652½, 654
Coffee, extract of (condensed coffee), dry	334, 360	Elevators, Pipe or Sucker Rod	365
Coffee Substitutes	360		
Colorings, Confectioners	360		
Columns	660, 690		
Compound, anti-freeze (M)	723-726		
Compound, carbon removing (M)	723-726		

Compound, cleaning (M)	723-726	Emmer	652, 652½, 65¼
Compounds, Bleaching, Cleaning, Scouring, Washing	334½, 730	Engines (M)	365
Compound, electrical insulating (M)	723-726	Ether (M)	723-726
Compounds; Flavoring	360	Exterminators, vermin (M)	723-726
Compounds, Food Curing, Preserving or Seasoning	360	Extracts	360
Compounds, Lard	360	Extracts, coffee (con- densed coffee), dry	33¼, 360
Compound, malt, milk and cocoa	360, 375	Extracts, Malt	600
Compound, milk and cocoa	375	Farina	652, 652½, 65¼
Compounds, Oil Well Drilling Lard	365	Feed; Animal	(1), 652, 652½, 65¼
Compound, paint thinning (M)	723-726	Feed; Barley Hay	652½, 65¼
		Feed, Bean Straw (M)	652½, 65¼

*Change, Decision No. **49673**

(1) See "Canned Goods and Other Articles as described in
Item No. 610 series."

(M) Denotes articles on which application of rates is limited
to mixed shipments.

EFFECTIVE APRIL 1, 1954

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

Correction No. 612

Item No.	SECTION NO. 3		COMMODITY RATES (Continued) In Cents per 100 Pounds	
	COMMODITY	BETWEEN	AND	RATE
<p>*730-G Cancels 730-F</p>	<p>Soap, Lard, and Related Articles, viz.: Acid, Boracic, Borax (Sodium Borate), Compounds, Bleaching, Cleaning, Scouring, Washing Disinfectants, other than medicinal, Drain Pipe Solvent, Lime, Chlorinated (Chloride of Lime Bleach or Bleaching Powder), Lye, concentrated, Soap, Soap Chips, Soap, liquid, Soap Powder, Sodium (Soda), viz.: washing Soda (washing crystals), washing Powders, Starch, liquid, Lard, solid, not otherwise specified, Lard Substitutes, not otherwise specified, Oil, cooking, Oil, salad, Vegetable Oil Shortening -----Minimum Weight 30,000 Pounds.</p>	<p>SAN FRAN- CISCO TERRI- TORY as describ- ed in Item No.270 series. SACRA- MENTO (See Item No. 260 series)</p>	<p>LOS AN- GELES BASIN TERRI- TORY as descri- bed in Item No. 270 series</p>	<p>(1)(2) 42</p>
<p>(1) Subject to Item No. 900 series. (2) When accessorial services are rendered by carrier in connection with shipments moving under rates in this item the following charges shall be in addition to rate shown: (a) When refrigeration service is furnished, an additional charge shall be made of not less than 2½ cents per 100 pounds. (b) For loading or unloading other than tailgate loading or tailgate unloading 3½ cents per 100 pounds. (c) For other accessorial charges, see Items Nos. 140 and 180 series.</p>				
<p>*Change) (Reduction) Decision No. 49573</p>				
<p>EFFECTIVE APRIL 1, 1954</p>				
<p>Correction No. 613 Issued by the Public Utilities Commission of the State of California, San Francisco, California.</p>				