

Decision No. 51477

ORIGINAL

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 property in the City and County of
San Francisco and the Counties of
Alameda, Contra Costa, Santa Clara, San
Mateo, Marin, Monterey, Napa, Santa Cruz,
San Benito, Solano and Sonoma.

Case No. 5441

SUPPLEMENTAL OPINION AND ORDER

By Decision No. 51049 of January 25, 1955, in Case No. 5604, certain transportation of vehicles by tow car operators was exempted from the rates in Minimum Rate Tariff No. 12. This was done because the rates named therein were not designed nor suitable for such transportation.

The East Bay drayage tariff (City Carriers' Tariff No. 2-A-Highway Carriers' Tariff No. 1-A) exempts the transportation of motor vehicles for which rates are named in Minimum Rate Tariff No. 12. It has been brought to the Commission's attention that the minimum rates in the drayage tariff may now be construed to apply to the towing recently exempted from Tariff No. 12. City Carriers' Tariff No. 2-A-Highway Carriers' Tariff No. 1-A will be amended to make the exclusion clear and definite. A public hearing is not deemed necessary.

Therefore, good cause appearing,

IT IS HEREBY ORDERED:

(1) That City Carriers' Tariff No. 2-A-Highway Carriers' Tariff No. 1-A (Appendix "A" of Decision No. 41362 as amended) be and it is hereby further amended by incorporating therein, to become

Minimum Rate Tariff No. 12 names minimum rates, rules and regulations for the transportation of motor vehicles in secondary movements by truckaway service.

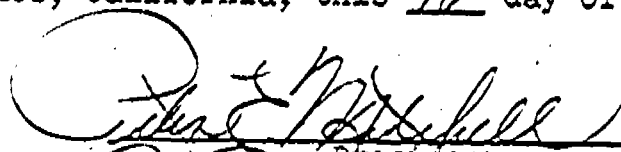
effective June 1, 1955, First Revised Page 11-A Cancels Original Page 11-A and Eighth Revised Page 12 Cancels Seventh Revised Page 12, which pages are attached hereto and by this reference made a part hereof.

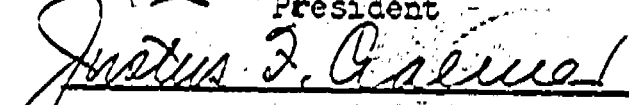
(2) That tariff publications authorized to be made by common carriers as a result of the order herein may be made effective on not less than five days' notice to the Commission and to the public if filed not later than sixty days after the effectiveness of the tariff changes herein involved.

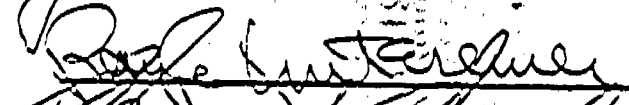
(3) That in all other respects said Decision No. 41362, as amended, shall remain in full force and effect.

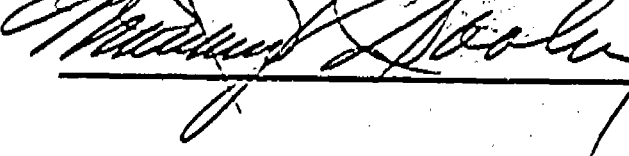
This order shall become effective June 1, 1955.

Dated at Los Angeles, California, this 16th day of May, 1955.



President






Commissioners

<p>Item No.</p>	<p>SECTION NO. 1 - RULES AND REGULATIONS (Continued)</p>
<p>*11-A Cancels 11</p>	<p>DEFINITION OF TECHNICAL TERMS (Concluded) (Items Nos. 10 and 11 Series)</p> <p>SHIPMENT means a quantity of property 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> <p>SHIPPING means transportation of property to another carrier when destined beyond the territory covered by this Tariff.</p> <p>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>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>TON means 2,000 pounds.</p> <p>#TOW CAR means a motor vehicle which has been altered or designed and equipped for and exclusively used in the business of towing or is otherwise exclusively used to render assistance to other vehicles.</p>
<p>20-A Cancels 20</p>	<p>APPLICATION OF TARIFF TO CARRIERS</p> <p>Rates, rules, regulations and classification named in this Tariff are minimum rates, rules, regulations and classification and apply to the transportation of property over the public highways within the cities of Alameda, Albany, Berkeley, Emeryville, Oakland and Piedmont, by carriers as defined in the City Carriers' Act, also for the transportation of property over the public highways between the cities shown, by Highway Contract Carriers and Radial Highway Common Carriers as defined in the Highway 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>* Change } # Addition } Decision No. 51477</p>	
<p>EFFECTIVE JUNE 1, 1955</p>	
<p>Issued by the Public Utilities Commission of the State of California, San Francisco, California. Correction No. 153</p>	

Item No.	SECTION NO. 1 - RULES AND REGULATIONS (Continued)
	<p data-bbox="614 455 1281 494" style="text-align: center;">APPLICATION OF TARIFF - COMMODITIES</p> <p data-bbox="367 520 1451 598">Rates named in this tariff apply for the transportation of all commodities except the following:</p> <p data-bbox="367 585 1468 690">NOTE 1.- The minimum rates, rules, regulations and classification named in this tariff do not apply to the transportation of:</p> <ul style="list-style-type: none"><li data-bbox="427 677 1451 924">(a) Used Property, viz.: household goods, office and store fixtures and equipment, as described in and for which rates are provided in Minimum Rate Tariff No. 4-A, amendments thereto or reissues thereof, and used property as described therein transported for the United States, state, county or municipal governments.<li data-bbox="427 963 1434 1132">(b) Commodities as described in and for which rates are provided in Minimum Rate Tariff No. 7, amendments thereto or reissues thereof, when said commodities are transported in dump trucks.<li data-bbox="427 1158 1417 1236">(c) Petroleum and petroleum products transported in tank vehicles.<li data-bbox="427 1262 1468 1315">(d) Property transported by special messenger service.<li data-bbox="427 1328 1443 1471">(e) Pickup and delivery of shipments for common carriers, transported from or to points outside the area named herein under through pickup and delivery rates.<li data-bbox="427 1484 1409 1575">(f) Telephone directories, new, distributed to subscribers, and old, picked up from subscribers.<li data-bbox="427 1588 1443 1666">(g) Unloading and distribution of freight forwarders' cars originating at points outside the State.<li data-bbox="427 1679 1409 1796">(h) Voting booths, ballot boxes, election tents and election supplies, when transported from or to polling places.<li data-bbox="427 1809 1443 2122">(i) Commodities which consist of or contain materials essential to National Defense and which have been donated to and are transported for the United States government, governmental agencies, or non-profit organizations acting for or in behalf of said government in the collection, assembly or transportation of said commodities in connection with the recovery of said essential materials from the commodities transported.<li data-bbox="427 2135 1451 2278">(j) United States mail transported between post offices or points designated by a post office on the one hand and steamship docks, piers or wharves on the other hand.

*30-H
Cancels
30-G

(k) Cement, hydraulic, masonry, natural or Portland - also lime, common (including magnesium lime, hydrated or hydraulic lime, quick or slaked), cement flue dust, and/or limestone, powdered, shipped in mixed shipments with cement - when transported in shipments of 40,000 pounds or more, or when transported in shipments of lesser weights subject to the rates, rules and regulations, including the minimum charge computed on a minimum weight of 40,000 pounds, which are set forth in Minimum Rate Tariff No. 10, amendments thereto or reissues thereof.

(l) Property shipped to or from producers of motion pictures or television shows when transported subject to the rates, rules and regulations provided by Decision No. 33226, in Cases Nos. 4246 and 4434, as amended.

(m) Commodities weighing 100 pounds or less per piece or package when delivered from retail stores, or, when returned to the original retail store shipper via the carrier which handled the outbound movement.

(n) Furniture, household appliances and other home furnishings, transported from retail stores where they have been sold at retail by a retail merchant, or transported from retail customers to retail stores.

(o) Automobiles, Automobile parts, accessories, and related articles in secondary movement by truckaway service when subject to the rates, rules and regulations set forth in Minimum Rate Tariff No. 12, amendments thereto or reissues thereof.

/(p) Motor vehicles when towed by a tow car.

*Change }
#Addition } Decision No. 51477

EFFECTIVE JUNE 1, 1955

Issued by the Public Utilities Commission of the State of California,
San Francisco, California.
Correction No. 154