

ORIGINAL

Decision No. 51866

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)	
of Kings County Truck Lines, a)	
corporation, to increase class)	Application No. 37185
rates for the transportation of)	
articles requiring refrigeration.)	

OPINION AND ORDER

Kings County Truck Lines, a corporation, is a highway common carrier specializing in the transportation of commodities which require refrigeration or temperature control in transit. It has maintained its published rates applicable to such commodities generally five percent higher than the rates named in Minimum Rate Tariff No. 2. By this application it seeks authority to establish a five percent surcharge on its rates comparable to that established in the minimum rates by Decision No. 51688 of July 18, 1955, in Case No. 5432, thereby maintaining the five percent differential over the minimum rates.

According to the application, the higher rate level is necessary to compensate for the additional costs of maintaining the special equipment and facilities necessary to perform the transportation in question. Applicant states that this additional cost is not reflected in the cost data on which the minimum rates in Minimum Rate Tariff No. 2 are based. It points out that, except as to specified commodities moving in truckload quantities, no additional charges are provided in Minimum Rate Tariff No. 2

for handling shipments in refrigeration service.¹

Authority is also requested for departure from the long and short haul provisions of the Constitution and the Public Utilities Code to continue such deviations as have been previously authorized, and from the provisions of General Order No. 80 to permit the publication of a supplement.

In view of the specialized nature of the transportation performed by applicant and the higher costs incurred by the use of specialized vehicles and terminal equipment, it appears, and the Commission finds, that the sought increase authority is justified. The application will be granted. A public hearing is not necessary. As the Decision No. 51688 increases were effective August 1, 1955, the order herein will be made effective immediately.

Therefore, good cause appearing,

IT IS HEREBY ORDERED:

(1) That Kings County Truck Lines, a corporation, be and it is hereby authorized to publish, on not less than five days' notice to the Commission and the public, a supplement to its Local and Joint Freight Tariff No. 1-A, Cal. P.U.C. No. 1, as proposed in the above-entitled application.

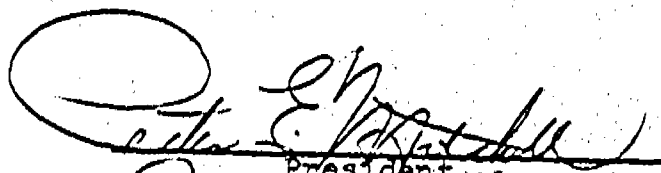
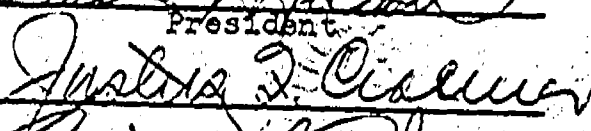
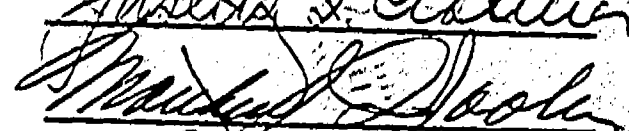
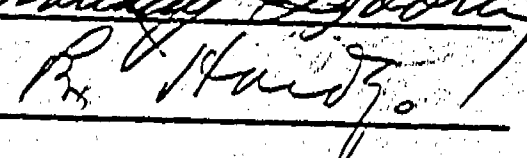
(2) That applicant be and it is hereby authorized to depart from the provisions of Article XII, Section 21, of the

¹No increase above the minimum rates is proposed on traffic for which the Commission established special refrigeration charges by Decision No. 51606 of June 28, 1955, in Case No. 5432 (Pet. 40).

Constitution of the State of California and Section 460 of the Public Utilities Code and from the provisions of General Order No. 80 to the extent necessary to carry out the effect of the order herein.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 25th day of August, 1955.


President



Commissioners