

Decision No. 52723

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 Fresh or Green)
 Fruits and Vegetables and Related)
 Items (Commodities for Which Rates)
 are Provided in Minimum Rate Tariff)
 No. 8).

Case No. 5438
 (Order Setting Hearing
 dated August 31, 1954
 and Petition No. 11)

INTERIM SUPPLEMENTAL OPINION AND ORDER

Decision No. 50647 of October 13, 1954, temporarily exempted from the rates, rules and regulations in Minimum Rate Tariff No. 8 the transportation of fresh fruits and vegetables moving in interstate and foreign commerce between points in California.¹ By subsequent decisions (Decisions Nos. 51309, 52016 and 52319) the exemption has been extended through March 14, 1956, pending an investigation and study of the costs and other data pertaining to such transportation.²

Said investigation and study have been made and public hearings have been held thereon. Also, public hearings have been held on Petition No. 11 in this proceeding, filed by the California Grape & Tree Fruit League seeking the permanent exemption of interstate transportation of fresh grapes and deciduous tree fruits from

¹ Motor vehicles used in carrying property consisting of agricultural commodities (not including manufactured products thereof) are exempted from rate regulation of the Interstate Commerce Commission by Section 203 (b) (6) of the Interstate Commerce Act if such motor vehicles are not used in carrying any other property for compensation.

² The exemption currently in effect does not apply to potatoes and onions.

the provisions of Minimum Rate Tariff No. 6. It appears that decision in the matters involved may not become effective before expiration of the present temporary exemption. The temporary exemption will be further extended to May 14, 1956.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that Minimum Rate Tariff No. 6 (Appendix "C" to Decision No. 33977) be and it is hereby further amended by incorporating therein, to become effective March 15, 1956, Supplement No. 14 Cancels Supplement No. 13, attached hereto and by this reference made a part hereof.

IT IS HEREBY FURTHER ORDERED that in all other respects said Decision No. 33977, as amended, shall remain in full force and effect.

This order shall become effective March 15, 1956.

Dated at San Francisco, California, this 10th day of March, 1956.

E. W. Marshall
 President

James J. Casner

Ralph W. Greiner

Michael R. Shale

R. H. Hardy
 Commissioners

SUPPLEMENT NO. 14
(Cancels Supplement No. 13)

(Supplements 12 and 14 Contain All Changes)

To

MINIMUM RATE TARIFF NO. 8

Naming

MINIMUM RATES, RULES AND REGULATIONS

For The

TRANSPORTATION OF FRESH FRUITS, FRESH VEGETABLES
AND EMPTY CONTAINERS OVER THE PUBLIC HIGHWAYS
BETWEEN POINTS IN THE STATE OF CALIFORNIA

AS DESCRIBED HEREIN

By

CITY CARRIERS

RADIAL HIGHWAY COMMON CARRIERS

AND

HIGHWAY CONTRACT CARRIERS

TEMPORARY COMMODITY EXEMPTION

(Does not apply on potatoes and onions for which rates are
provided in Items Nos. 345 and 350)

* Expires with May 14, 1956

Item No. 40 is temporarily amended by the addition of the following
exemption:

Rates, rules and regulations named in this tariff will not apply on
commodities moving in interstate or foreign commerce between points in
California to the extent such commodities are exempt from rate regulation
by the Interstate Commerce Commission under the provisions of Section
203(b)(6) of the Interstate Commerce Act.

* Change, Decision No.

52723

EFFECTIVE MARCH 15, 1956

Issued by the
PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA
State Building, Civic Center
San Francisco, California