

ORIGINAL

Decision No. 55252

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)
 within San Diego County (trans-)
 portation for which rates are pro-)
 vided in City Carriers' Tariff)
 No. 7 - Highway Carriers' Tariff)
 No. 9).

Case No. 5439
 Petition for
 Modification No. 3

SUPPLEMENTAL OPINION AND ORDER

Minimum Rate Tariff No. 9-A establishes, effective September 1, 1957, new scales of minimum rates applicable to the transportation of property within the San Diego Drayage Area. By this petition the Harbor Commission of the City of San Diego seeks exemption from the minimum rates of the transportation of cotton and cotton linters.

Petitioner states that cotton and cotton linters are among the principal commodities exported from the Port of San Diego. It also states that the new rates would substantially increase the cost of moving these commodities, and that such increase would be extremely detrimental to the commerce of the port. Petitioner points out that the transportation of cotton is exempted from minimum rates in this Commission's Minimum Rate Tariff No. 2 which governs state-wide transportation of property. It asserts that similar recognition should be given to this transportation within the San Diego Drayage Area.

The petition is persuasive that the rates contained in Minimum Rate Tariff No. 9-A may not be suitable for the transportation in question. The record upon which the tariff was established

did not include evidence relating specifically to cotton or cotton linters, in bales.

In the circumstances, the proposed exemption of cotton and cotton linters, in bales, is justified. The petition will be granted. A public hearing is not necessary.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that Minimum Rate Tariff No. 9-A (Appendix B of Decision No. 55256, as amended,) be and it is hereby further amended by incorporating therein to become effective September 1, 1957, First Revised Page 12 Cancels Original Page 12, which revised page is attached hereto and by this reference made a part hereof.

In all other respects said Decision No. 55256, as amended, shall remain in full force and effect.

The effective date of this order shall be September 1, 1957.

Dated at Los Angeles, California, this 21st day of August, 1957.

 President,
Paul J. [unclear]
By [unclear]
E. Lynn Fox

 Commissioners

Peter E. Mitchell
Commissioner Matthew J. Dooley being
necessarily absent, did not participate
in the disposition of this proceeding.

SECTION NO. 1 - RULES AND REGULATIONS (Continued)	Item No.
<p style="text-align: center;">APPLICATION OF TARIFF - COMMODITIES</p> <p>Rates in this tariff apply for the transportation of all commodities except the following:</p> <p>Accessories, motion picture, Animals, live, Automobiles, freight or passenger, set up, 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, Baggage Carriers, used packages empty, returning from an outbound paying load of traffic for which no rates are provided in this tariff, or forwarded for a return paying load of traffic for which no rates are provided in this tariff,</p> <p>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, Commodities when transported in dump trucks, for which rates are provided in Minimum Rate Tariff No. 7, Commodities picked up or delivered for common carriers within the common carriers' lawfully published pickup and delivery limits, when transported beyond said pickup and delivery limits under through rates, Commodities weighing 100 pounds or less per package or piece when delivered from retail stores or retail store warehouses, or when returned to the original retail store or retail store warehouses via the carrier which handled the outbound movement, Concrete transported in motor vehicles equipped for mechanical mixing in transit, #6 Cotton, in bales, #6 Cotton Linters, in bales, Film, motion picture, Fruit, fresh or green (not cold pack or frozen), (Continued in Item No. 60)</p>	<p>*50-A Cancels 50</p>
<p>*Change oReduction #Addition</p>	<p>} Decision No. 55452</p>
<p>EFFECTIVE SEPTEMBER 1, 1957</p>	
<p>Issued by the Public Utilities Commission of the State of California, San Francisco, California.</p>	
<p>Correction No. 4</p>	