A. 39298-JO

Decision No. ___55602___

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of WILLIAM J. KNOELL, Agent, to) Application No. 39298
amend common carrier tariff of)
bulk petroleum carriers.)

OPINION AND ORDER

By this application, William J. Knoell, Agent, in behalf
of some 110 highway common and petroleum irregular route carriers,
seeks authority under Section 454 of the Public Utilities Code, to
increase certain rates for the transportation of bulk petroleum pro-
ducts in tank trucks from, to and between points situated on the
highway known as "Panoche Road" between Panoche (San Benito County)
and State Highway No. 33. The rates in question are distance rates
published in Agent Knoell's Tariff No. 3-D.[1] These rates are sub-
ject to mileages in Agent Knoell's Distance Table No. 4.[2] The rate
increases are proposed to be accomplished by providing by rule in
the tariff that the distance table mileages along the indicated por-
tion of Panoche Road which reflect actual mileages shall be in-
creased by 72 percent when used in applying the distance rates.[3]

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1 Tank Truck Operators Tariff Bureau Tariff No. 3-D, Cal. P.U.C.
No. 25, (Elmer Ahl, Agent, series) William J. Knoell, Agent.

2 Pacific States Motor Tariff Bureau - Tank Truck Operators Tariff
Bureau Distance Table No. 4, Cal. P.U.C. No. 19, (Elmer Ahl,
Agent, series) William J. Knoell, Agent.

3 The rule proposed is, in part, as follows:

When it is necessary to compute the actual mileage of any
segments of the direct highway known as Panoche Road as shown
on the applicable distance table maps between Panoche and
California State Highway No. 33, said actual mileage shall be
increased in the amount of 72 percent before it is used in con-
nection with any mileage rates named herein.

-1-

The application shows that the mileages in Agent Knoell's
distance table between Panoche or State Highway No. 33, on the one
hand, and the points intermediate thereto on Panoche Road, on the
other hand, or between the aforesaid intermediate points, reflect
actual mileage, whereas the distance table provides a mileage of
55 miles between Panoche and State Highway No. 33, which is 72 per-
cent higher than the actual mileage of 32 miles between these points.[4]
The application also shows that Panoche Road is in poor condition
and not usable by tank trucks and trailers transporting petroleum
products, and that carriers are required to detour over a circuitous
route from, to and between points intermediate between the basing
points of Panoche and State Highway No. 33. Applicant states that
the sought provision was the subject of a docket hearing of the
Tank Truck Operators Tariff Bureau Standing Rate Committee attended
by interested shippers on June 19, 1957, and that no objection was
made.

Interested parties have been furnished a copy of this
application. No objection has been received to its being granted.

In the circumstances, it appears, and we hereby find that
the rate increases which would result from the filing of the
proposed rule are justified. A public hearing is not necessary.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that William J. Knoell, Agent, is
hereby authorized to publish the proposed rule as set forth in this
application in Tank Truck Operators Tariff Bureau Local Freight

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[4] The mileages in Agent Knoell's distance table are on the same level
as the constructive mileages prescribed by the Commission. Con-
structive mileages are the actual distances increased where, and to
the extent, found necessary to give effect to adverse conditions,
such as grades, curvatures, poor road surfaces, traffic congestion
and bridge and ferry tolls.

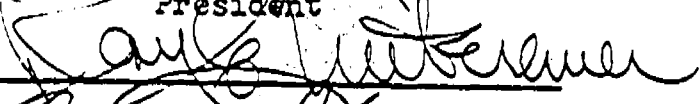Tariff No. 3-D, Cal. P.U.C. No. 25, (Elmer Ahl, Agent, series)
William J. Knoell, Agent:

IT IS HEREBY FURTHER ORDERED that the authority herein
granted shall expire unless exercised within sixty days after the
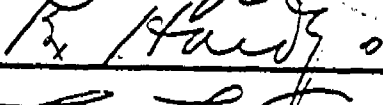effective date of this order.

`. The effective date of this order shall be twenty days after
the date hereof.

Dated at Los Angeles, California, this $34\frac{th}{}$ day of
September, 1957.

President

Commissioners