

ORIGINAL

Decision No. 56164

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 petroleum and petroleum products in)
bulk (commodities for which rates are)
provided in Minimum Rate Tariff No. 6.))

Case No. 5436
(Petition for Modifica-
tion No. 12)
(Third Supplemental)
and
(Order Setting Hearing
dated October 30, 1956)

SUPPLEMENTAL OPINION AND ORDER

Pacific Truck Service, Inc., is a highway common carrier of bulk petroleum and petroleum products. By Decision No. 50764 dated November 16, 1954, in this proceeding, the Commission found that a certain reduced rate then proposed by this carrier was just and reasonable. The rate was not incorporated into Minimum Rate Tariff No. 6 directly, but was published in the tariff which is filed with the Commission on behalf of Pacific Truck Service, Inc. The rate thereupon became the applicable minimum rate for all carriers, by virtue of Item No. 110 series of Minimum Rate Tariff No. 6 and in accordance with the provisions of Section 3663 of the Public Utilities Code.

The rate in question, increased from time to time responsive to cost increases, has been continued in effect since November, 1954. It is now 5½ cents per 100 pounds. It applies to the transportation of petroleum fuel oil in tank trucks from Shell Point to Avon; from Shell Point to Martinez and points within one mile of Martinez; and from Martinez to points within one mile thereof.

The rate is scheduled to expire February 17, 1958, unless extended. By supplemental petition, the carrier now seeks authority to maintain this reduced rate for another year.

The supplemental petition states that the conditions surrounding the transportation in question which justified publication of the reduced rate still obtain. Petitioner shows, by a cost study submitted with the supplemental petition, that the sought rate would return cost and provide for a profit.

It appears, and the Commission finds, that the proposed rate is a just, reasonable and nondiscriminatory minimum rate for the transportation of petroleum fuel oil in tank trucks between the points involved. The supplemental petition will be granted. A public hearing is not necessary. The rate, having been determined to be reasonable, will be set forth appropriately in Minimum Rate Tariff No. 6 for the convenient reference of all affected carriers and other interested parties.

Therefore, good cause appearing,

IT IS ORDERED:

(1) That the Third Supplemental Petition for Modification No. 12 in Case No. 5436 of Pacific Truck Service, Inc, is hereby granted.

(2) That Minimum Rate Tariff No. 6 (Appendix "C" of Decision No. 32608, as amended) is hereby further amended by incorporating therein, to become effective February 17, 1958, Eighth Revised Page 16, which revised page is attached hereto by this reference made a part hereof.

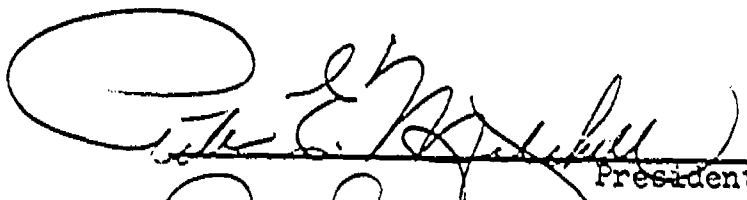
(3) That tariff publication authorized to be made by common carriers as a result of the order herein may be made effective on not less than five days' notice to the Commission and to the public if filed not later than sixty days after the effective date of the tariff changes herein involved.

C. 5436 (Pet. for Mod. No. 12)-AC

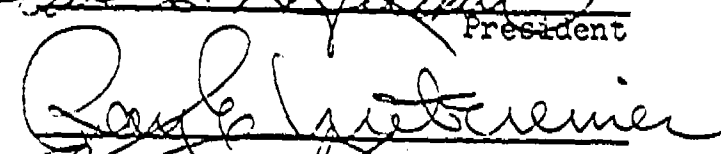
(4) In all other respects said Decision No. 32608, as amended, shall remain in full force and effect.

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

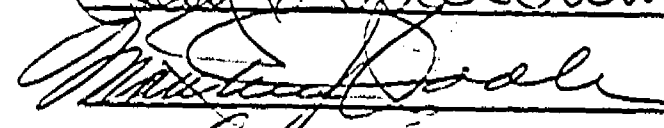
Dated at San Francisco, California, this 29th day of January, 1958.




President



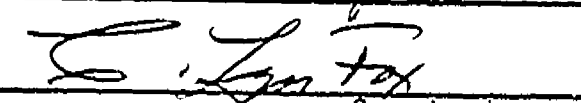
Commissioner



Commissioner



Commissioner



Commissioners

Item No.	SECTION NO. 2		RATES (Continued)
			In Cents per 100 Pounds
	(1) COMMODITY	BETWEEN	RATE
	Refined Petroleum Products and Black Oils	Points within one Territorial Group or Points within one incorporated city (See Notes 2, 3, 4 and 5.)	5 1/4
	Crude Oil		(2) 3 1/2
	Liquefied Petroleum Gas		6
	Asphalt and Road Oil		7 3/4

240-F
Cancels
240-E

- (1) See Item No. 30 for description of commodities.
 (2) Will not apply to transportation for which rates are specifically provided in Item No. 210.

NOTE 2.-Will not apply between points situated within that portion of the City of Los Angeles lying north of the northern boundary line of Group 6, as described in Item No. 43; nor between such points on the one hand and points situated within that portion of the City of Los Angeles lying south of said boundary line on the other.

NOTE 3.-See Items Nos. 41 through 45, inclusive, for description of numbered Territorial Groups.

NOTE 4.-Will not apply to transportation performed under provisions of Item No. 130. (Shipments diverted, returned, or stopped in transit for partial unloading.)

NOTE 5.-Will not apply to transportation of black oils, as described in Item No. 30, from Chrisman to points located within the territory described in Note 1 of Item No. 46.

	COMMODITY	FROM	TO	RATE
#6245	Petroleum Fuel Oil	Shell Point	Avon	5 1/4
		Shell Point	Martinez and Points within one mile thereof	
		Martinez	Points within one mile of the City of Martinez	

* Change)
 # Addition) Decision No.
 o Reduction)

EFFECTIVE FEBRUARY 17, 1958

Issued by the Public Utilities Commission of the State of California,
 San Francisco, California.

Correction No. 178