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# ORIGINAL

Decision No. 56625

## 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 sand, rock, )  
gravel and related items (commodities )  
for which rates are provided in )  
Minimum Rate Tariff No. 7).

Case No. 5437  
Petitions Nos. 34  
and 41

E. O. Blackman, William D. Campbell, and Leonard  
F. Schempp, for California Dump Truck Owners  
Association, Inc., petitioner.

Arlo D. Poe, J. C. Kaspar and James Quintrell, for  
California Trucking Associations, Inc.,  
interested party.

E. D. Robertson, for Southern California Asphalt  
Plant Association, interested party.

R. A. Lubich and Ralph Staunton, for the staff of  
the Public Utilities Commission of the State  
of California:

### INTERIM OPINION

By these petitions the California Dump Truck Owners Association, Inc., seeks, with certain exceptions, an increase of six cents a ton in the zone rates which apply as minimum under the provisions of Minimum Rate Tariff No. 7 for the transportation of asphaltic concrete and related commodities in dump truck equipment between points within southern California area.

Public hearing on the petitions was held before Examiner C. S. Abernathy at Los Angeles on March 11, 1958. Evidence

was presented by petitioner's manager and by the manager of the Southern California Asphalt Plant Association. Representatives of the California Trucking Associations, Inc. and of the Commission's staff also participated in the development of the record.<sup>1</sup>

The zone rates which are in issue in these matters are those which apply in Los Angeles County (except the Antelope Valley portion thereof), Ventura County, Orange County, Riverside County, San Bernardino County and in the northern portion of San Diego County. The zone rates for transportation within Riverside and San Bernardino Counties were established at their present level on August 10, 1953, with certain adjustments therein on May 10, 1954. The level of the rates which apply elsewhere in the area involved herein was established August 15, 1956. According to evidence presented by petitioner's manager, dump truck carriers of asphaltic concrete products have since experienced wage increases, or have become committed to wage increases effective May 1, 1958, which total almost 50 cents an hour. Petitioner's manager presented data to show, moreover, that since the present zone rates were established, the terminal-end time applicable to dump truck transportation of asphaltic concrete products has increased approximately 20 minutes a load over the time for which allowance is made in the rates.<sup>2</sup> He attributed

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<sup>1</sup> In Petition No. 34 request is also made for an increase in the zone rates which govern the transportation of rock, sand, gravel and decomposed granite within Riverside and San Bernardino Counties. However, evidence was not received concerning these rates at the hearing on March 12. At petitioner's request this phase of Petition No. 34 is to be considered at a later date.

<sup>2</sup> Terminal-end time means the time consumed in the loading and unloading of the vehicles. It includes also the time spent in waiting for loading and unloading.

the increase in terminal-end time principally to changes in practices of the producers of asphaltic concrete which have resulted in an increase in the waiting time of the carriers for loading. Petitioner's manager asserted that for the most part increases of more than six cents a ton would be necessary to meet the cost increases involved. He said, however, that as a result of deliberations between the carriers and shippers the conclusion had been reached that the adjustment in the rates should be limited to six cents a ton in order to avoid undue disruption of the traffic or undue diversion thereof to proprietary transportation facilities.

The manager of the Southern California Asphalt Plant Association, an association of asphaltic concrete producers operating about 50 percent of the asphaltic concrete plants in the area involved herein, testified in support of the application. Assertedly, a major producer of asphaltic concrete products which operates a large proportion of the asphaltic plants not represented by the California Asphalt Plant Association likewise concurs in the proposed increases. The assistant director of research of the California Trucking Associations, Inc., who appeared on behalf of that organization, also supported petitioner's proposals.

The evidence in this matter is clear that the carriers' costs of transporting asphaltic concrete in dump truck equipment have increased substantially since the present zone rates were established. Petitioner did not undertake to measure the extent of the total cost increases precisely. However, it appears that aside from the increases in labor costs, the increase in costs due to the increase in loading time would increase the costs of an average haul by more than 10 cents a ton. In the circumstances the

Commission finds and concludes that the sought increase of six cents a ton in the zone rates for the transportation of asphaltic concrete products has been shown to be justified. That phase of Petition No. 34 pertaining to the transportation of rock, sand, gravel and decomposed granite within Riverside and San Bernardino Counties will be continued. Petition No. 41 will be granted.

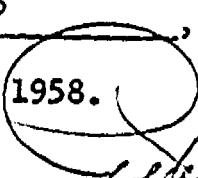
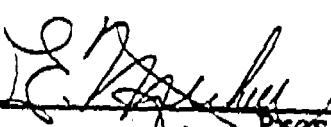
INTERIM ORDER

Based on the evidence of record and on the findings and conclusions in the preceding opinion,

IT IS HEREBY ORDERED that

1. Minimum Rate Tariff No. 7 (Appendix "A" of Decision No. 32566, as amended) be and it is hereby further amended by incorporating therein, to become effective June 1, 1958, the revised pages listed in and attached to the appendix hereto, which pages and appendix by this reference are made a part hereof.
2. In all other respects said Decision No. 32566 shall remain in full force and effect.
3. Petition for Modification No. 41 be and it is hereby terminated.
4. Further evidence in Petition for Modification No. 34 be received at such time and place hereafter to be set.

This order shall become effective twenty days after the date hereof.

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

Macduff Doane  
Calvin Fox  
Theodore D. Henniger  
Commissioners

C. 5437 (Pets. 34 & 41)

APPENDIX "A" TO DECISION NO. 55625

Revised Pages to Minimum Rate Tariff No. 7  
Authorized by Said Decision

Second Revised Page 38-C  
Second Revised Page 38-D  
Third Revised Page 38-E  
Third Revised Page 38-F  
Third Revised Page 38-G  
Fifth Revised Page 38-H  
Third Revised Page 38-I  
Fourth Revised Page 38-J  
Third Revised Page 38-K  
Third Revised Page 38-L  
Fifth Revised Page 38-M  
Fifth Revised Page 38-N  
Third Revised Page 38-N1  
Third Revised Page 38-N2  
Third Revised Page 38-N3  
Second Revised Page 38-O  
Third Revised Page 38-P  
Sixth Revised Page 38-Q  
First Revised Page 38-Q1

(END OF APPENDIX "A")























19D		297	286		283	
20A		283	279		267	
20B		273	271		261	
20C		258	254		241	
20D		250	248		234	
21		297	290		280	
22		297	286		283	
23A		306	297		293	
23B		317	307		304	

- (1) For descriptions of Los Angeles County Production Areas "C", "DD", "F", "G", "P", "S" and "U" see Pages 21-E, 21-F and 21-G.  
 (2) For descriptions of Orange County Delivery Zones see Pages 20 to 33, inclusive.

: Increase, Decision No. 56625.

EFFECTIVE JUNE 1, 1958

Issued by the Public Utilities Commission of the State of California,  
 San Francisco, California.  
 Correction No. 617









(1) For descriptions of San Bernardino-Riverside Counties Production Areas and Delivery Zones, see Pages 21-H to 21-S1 series, inclusive.

♦ Increase, Decision

56625

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EFFECTIVE JUNE 1, 1958

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

Correction No. 621

-38-N3-



(1) For descriptions of Ventura County Production Areas and Delivery Zones, see Pages 22 to 27, inclusive.

◊ Increase, Decision No.

56625

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Issued by the Public Utilities Commission, of the State of California,  
San Francisco, California.  
Correction No. 622

-38-0-



- (1) For descriptions of San Diego County Production Areas and Delivery Zones see Pages 33-B to 33-L, inclusive.  
(2) For descriptions of Orange County Production Areas and Delivery Zones see Pages 28 to 33-A, inclusive.

◊ Increase, Decision No. 56625

EFFECTIVE JUNE 1, 1958

Issued by the Public Utilities Commission of the State of California;  
San Francisco, California.  
Correction No. 623

-38-P-



- (1) For descriptions of Orange County Production Areas and Delivery Zones see Pages 28 to 33-4, inclusive.  
(2) For descriptions of Los Angeles County Delivery Zones see Pages 11 to 21-D, inclusive.

o Increase, Decision No. 56625

EFFECTIVE JUNE 1, 1958

Issued by the Public Utilities Commission of the State of California,  
San Francisco, California.  
Correction No. 624

-38-Q-



- (1) For descriptions of Orange County Production Areas and Delivery Zones see Pages 28 to 33-A1, inclusive.
- (2) For descriptions of Los Angeles County Delivery Zones see Pages 11 to 21-D, inclusive.

♦ Increase, Decision No. 56625

EFFECTIVE JUNE 1, 1958

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Correction No. 625

-38-Q1-