

ORIGINALDecision No. 56674

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of Petition of G. I. Trucking Company, a corporation, for authority to publish a cubic foot rule and exceptions to the current classification in Southwestern Motor Tariff Bureau Local, Joint and Proportional Tariff 18-B, Cal. P.U.C. No. 17 of J. L. Becler, Agent.

Application No. 38927

SUPPLEMENTAL ORDER

By Decision No. 55967, dated December 16, 1957, in this application, G. I. Trucking Company was authorized to establish certain increased classification exception ratings on articles of low density in connection with its highway common carrier operations.^{1/}

In the same application authority was sought to establish, for account of the carrier in question, a so-called "cubic foot" rule. This rule would provide a constructive weight of 15 pounds per cubic foot to be used in assessing charges on shipments having a density less than 15 pounds per cubic foot, and where the total space occupied per shipment is in excess of 64 cubic feet.^{2/}

The Commission, in Decision No. 55967, withheld action on the cubic foot rule request pending the outcome of another proceeding, Case No. 5840. By Decision No. 56266, dated February 18, 1958, in the latter proceeding, the Commission found that any and all rules,

-
- 1/ The ratings in question were published in Southwestern Motor Tariff Bureau Freight Tariff No. 18-B, of J. L. Becler, and had been previously established for account of certain other highway common carriers.
- 2/ The rule in question is set forth in Item No. 290 series of the aforesaid Tariff No. 18-B, and, at the time of the hearing in the instant proceeding, applied in connection with certain other highway common carriers.

including that here in issue, presently maintained in tariffs of highway common carriers or of express corporations which provide for the assessment of transportation charges on the basis of volume (cubic measurement rules) are unjust, unreasonable, discriminatory, unduly preferential, and ambiguous, in violation of the Public Utilities Code and ordered cancellation of all such rules.

In view of the foregoing facts and good cause appearing,

IT IS ORDERED that the portion of Application No. 38927 which seeks to make applicable for account of G. I. Trucking Company the provisions of Item No. 290 series of Southwestern Motor Tariff Bureau Freight Tariff No. 18-B be and it is hereby denied.

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

Dated at San Francisco, California, this 24th day of June, 1958.

[Signature]
President

[Signature]

[Signature]

Theodore Jenner

Commissioners