

ORIGINAL

Decision No. 56985

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation into the rates, rules and regulations, charges, allowances and practices of all common carriers, highway carriers and city carriers relating to the transportation of any and all commodities between and within all points and places in the State of California (including, but not limited to, transportation for which rates are provided in Minimum Rate Tariff No. 2).

Case No. 5432

SUPPLEMENTAL OPINION AND ORDER

Minimum Rate Tariff No. 2 names minimum rates, rules and regulations for the transportation of general commodities between points in California. Item No. 145 of the tariff provides charges for accessorial services or delays.

For clarification, the item will be revised to provide specifically that the charges are to be based on elapsed time only. This application of charges is in conformity with Informal Ruling No. 15 of the Commission's Transportation Division issued February 27, 1953. No contrary interpretation has come to the Commission's attention.

Therefore, good cause appearing,

IT IS ORDERED:

(1) That Minimum Rate Tariff No. 2 (Appendix "D" of Decision No. 31606, as amended) is hereby further amended by incorporating therein to become effective August 15, 1958, Fifth Revised Page 19-B, which revised page is attached hereto and by this reference made a part hereof.

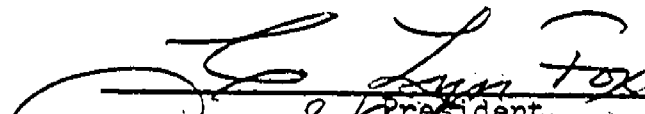
(2) That tariff publications authorized to be made by common carriers as a result of the order herein may be made effective on not less than five days' notice to the Commission

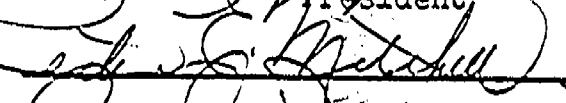
and to the public if filed not later than sixty days after the effective date of the tariff changes herein involved.

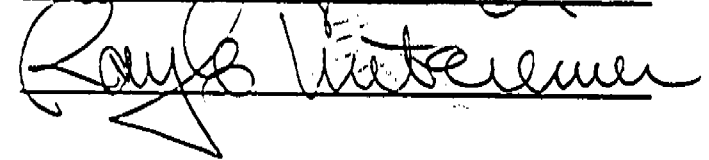
In all other respects said Decision No. 31606, as amended, shall remain in full force and effect.

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

Dated at San Francisco, California, this 15th day of July, 1958.



President




Commissioners

Item No.	SECTION NO. 1 - RULES AND REGULATIONS OF GENERAL APPLICATION (Continued)									
143-C Cancels 143-B And 143-A	<p style="text-align: center;">DELAYS TO EQUIPMENT ON WHOLE GRAIN (See Note)</p> <p>1. Definitions</p> <p>(a) Actual placement. By actual placement is meant the placing of carriers' equipment at place designated by consignee or consignor for loading or unloading.</p> <p>(b) Constructive placement. By constructive placement is meant the holding of a unit of carriers' equipment at a point other than the designated loading or unloading place, due to the inability of consignee or consignor to accept for actual placement the unit of carriers' equipment after its tender for actual placement by the carrier. Constructive placement of equipment for purpose of loading or unloading shall not commence prior to the time specified in consignee's or consignor's oral or written equipment order, or at any time other than normal business days between the hours of 8:00 A.M. and 3:00 P.M. (the lunch hour between 12:00 noon and 1:00 P.M. excepted) Monday through Friday.</p> <p>(c) Unit of Equipment. By unit of equipment is meant a motor truck, trailer, or semi-trailer, exclusive of motor tractor.</p> <p>2. Free Time</p> <p>(a) A period of four (4) hours will be allowed on each unit of equipment between constructive placement and time equipment has actually completed loading or unloading.</p> <p>(b) The provisions of this item shall not apply in connection with the actual placement of units of equipment under agreement with the consignor or consignee for loading by the consignor or unloading by the consignee, when such agreement is recorded on the shipping document.</p> <p>3. Demurrage on Equipment Held After Free Time Has Elapsed</p> <p>A charge of 2¢ per 100 pounds will be made by the carrier on all shipments on all equipment unloaded or loaded after the free time has elapsed.</p> <p>4. Provisions of Item No. 145 of this tariff will not apply.</p> <p>NOTE:-Applies only on shipments of Whole Grain in bulk or in bags, subject to minimum weights of 10,000 pounds or more.</p>									
*145-D Cancels 145-C	<p style="text-align: center;">CHARGES FOR ACCESSORIAL SERVICES OR DELAYS</p> <p>*For accessorial services or delays under conditions specified in Items Nos. 140 and 142, charges based upon the actual elapsed time shall be assessed for each period or fraction thereof, as follows:</p> <p style="text-align: center;">Charges in Cents</p> <table border="0" style="margin-left: auto; margin-right: auto;"> <thead> <tr> <th></th> <th style="text-align: center;">For First 30 Minutes or Fraction</th> <th style="text-align: center;">For Each Additional 15 Minutes or Fraction</th> </tr> </thead> <tbody> <tr> <td>(a) For driver, helper or other carrier employee, per man....</td> <td style="text-align: center;">180</td> <td style="text-align: center;">90</td> </tr> <tr> <td>(b) For unit of equipment (each motor truck, trailer or semi-trailer, exclusive of motor tractors)</td> <td style="text-align: center;">65</td> <td style="text-align: center;">33</td> </tr> </tbody> </table>		For First 30 Minutes or Fraction	For Each Additional 15 Minutes or Fraction	(a) For driver, helper or other carrier employee, per man....	180	90	(b) For unit of equipment (each motor truck, trailer or semi-trailer, exclusive of motor tractors)	65	33
	For First 30 Minutes or Fraction	For Each Additional 15 Minutes or Fraction								
(a) For driver, helper or other carrier employee, per man....	180	90								
(b) For unit of equipment (each motor truck, trailer or semi-trailer, exclusive of motor tractors)	65	33								

ADVERTISING ON EQUIPMENT

147-B
Cancels
147-A

For placing or carrying any sign, or signs, or advertising, of alcoholic liquors on carrier's equipment engaged in transporting alcoholic liquors, N.O.I.B.N., as described under that heading in the Western Classification, moving between San Francisco Territory and Los Angeles Territory, an additional charge of \$6.60 per unit per shipment shall be assessed by the carrier.

* Change, Decision No. 56985

EFFECTIVE AUGUST 15, 1958

Issued by the Public Utilities Commission of the State of California,
San Francisco, California.
Correction No. 837