

C. 5330-AC

Decision No. 57210

ORIGINAL

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 house-)
hold goods carriers, common carriers,)
highway carriers, and city carriers)
relating to the transportation of used)
household goods and related property.)

Case No. 5330

SUPPLEMENTAL OPINION AND ORDER

Minimum Rate Tariff No. 4-A provides minimum rates and rules for the transportation of used household goods and related articles between points in California. Item No. 90 thereof sets forth a provision for the alternative application of common carrier rates. For clarification, the item will be revised to specifically provide that a rate no lower than the common carrier rate and a weight no lower than the actual weight or published minimum weight applicable in connection with the common carrier rate shall be used. This clarification is in conformity with Informal Ruling No. 20 of the Commission's Transportation Division, issued October 19, 1956.

In addition, the tariff will be revised to provide specifically that accessorial charges may not be offset by transportation charges. This clarification is in conformity with Informal Ruling No. 35, issued February 20, 1958.

Therefore, good cause appearing,

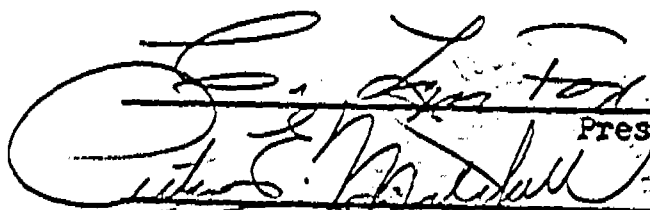
IT IS ORDERED that Minimum Rate Tariff No. 4-A (Appendix "A" of Decision No. 44919, as amended) is hereby further amended by incorporating therein, to become effective September 12, 1958, Third Revised Page 2 and Fourth Revised Page 7, which revised pages are attached hereto and by this reference made a part hereof.

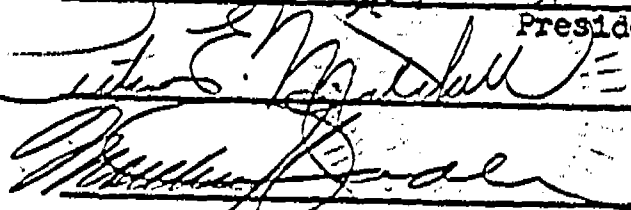
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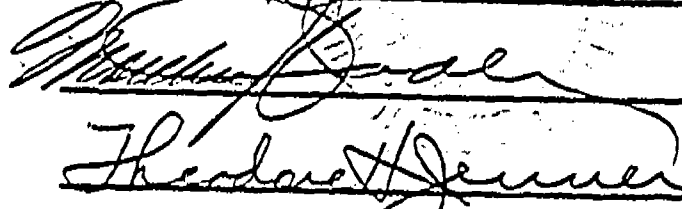
In all other respects said Decision No. 44919, as amended, shall remain in full force and effect.

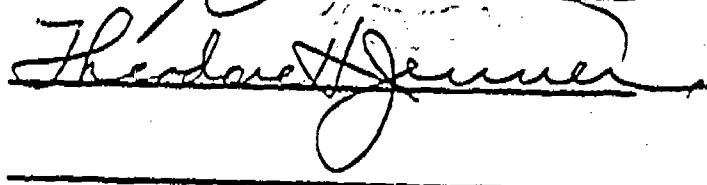
This order shall become effective twenty days after the date hereof.

Dated at San Francisco, California, this 19th day of August, 1958.



President






Commissioners

ARRANGEMENT OF TARIFF

This is a loose-leaf tariff arranged as follows:

- Section No. 1 - Rules and Regulations
- Section No. 2 - Territorial Descriptions
- Section No. 3 - Rates
- Section No. 4 - Routes
- Section No. 5 - Shipping Document Forms

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Addition, Decision No. **57210**

EFFECTIVE SEPTEMBER 12, 1958

Issued by the Public Utilities Commission of the State of California,
Correction No. 65 San Francisco, California.

SECTION NO. 1 - RULES AND REGULATIONS (Continued)	Item No.
<p style="text-align: center;">CHARGES COLLECTED BY ONE CARRIER FOR ANOTHER</p> <p>When charges due a carrier are undertaken to be collected for it by another carrier a detailed statement of the charges involved shall be furnished the collecting carrier by the carrier for which the collection is to be made. Such statement shall be presented to the shipper with the freight bill submitted for payment.</p>	70
<p style="text-align: center;">PAYMENT OF COMMISSIONS</p> <p>Except where prohibited by law, commissions not to exceed five percent of the transportation charges may be paid by carriers to persons or corporations that do not operate as for-hire carriers of used household goods and other articles, as described in and for which rates are provided in this tariff. (See Exception)</p> <p><u>Exception:</u> Carriers shall not pay any commission to a shipper, consignee, or the employer thereof, nor to the payer of the transportation charges.</p>	80-A Cancels 80
<p style="text-align: center;">ALTERNATIVE APPLICATION OF COMMON CARRIER RATES</p> <p>Common carrier rates may be applied in lieu of the rates provided in this tariff, when such common carrier rates produce a lower aggregate charge for the same transportation and for the same accessorial services, than results from the application of the rates herein provided. (See Note)</p> <p>#NOTE.-In applying the provisions of this item, a rate no lower than the common carrier rate and a weight no lower than the actual weight or published minimum weight (whichever is the higher) applicable in connection with the common carrier rate shall be used.</p>	*90-A Cancels 90
<p style="text-align: center;">COMPUTATION OF DISTANCES</p> <p>(a) Distances to be used in connection with distance rates named herein shall be the shortest resulting mileage via any public highway route, computed in accordance with the method provided in the Distance Table.</p> <p>(b) Shortest resulting actual mileage via any public highway route shall be used to compute charges for shipments moving under distance rates within the same incorporated city (exclusive of that portion of Los Angeles included within Los Angeles Zones) or the same Los Angeles Zone as described in the Distance Table.</p>	100-B Cancels 100-A

ALTERNATIVE APPLICATION OF RATES NAMED IN THIS TARIFF

(a) In the event two or more rates are named in this tariff for the same transportation, the lower rate shall be the minimum rate.

(b) In the event a combination of point-to-point rates provided in Item No. 430 and distance rates provided in Item No. 420 makes a lower aggregate through rate or charge for the same transportation than a single through distance rate, such lower combination of rates shall be the minimum rate.

110-A
Cancels
110

ACCESSORIAL CHARGES NOT TO BE OFFSET BY
TRANSPORTATION CHARGES

Accessorial charges set forth in this tariff for accessorial services not included in the rate for actual transportation shall be assessed and collected when such services are performed, regardless of the level of the transportation rate assessed. Such accessorial charges may not be waived on the basis that a higher-than-minimum transportation rate serves as an offset.

#115

* Change)
Addition) Decision No. 57210

EFFECTIVE SEPTEMBER 12, 1958

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San Francisco, California.

Correction No. 66