

Decision No. 57212

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 common)
carriers, highway carriers and city)
carriers relating to the transportation)
of livestock and related items (commodi-)
ties for which rates are provided in)
Minimum Rate Tariff No. 3-A).)

Case No. 5433

SUPPLEMENTAL OPINION AND ORDER

Minimum Rate Tariff No. 3-A contains minimum rates and rules governing the transportation of livestock between points in California. For clarification 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 of the Commission's Transportation Division, issued February 20, 1958.


Therefore, good cause appearing,

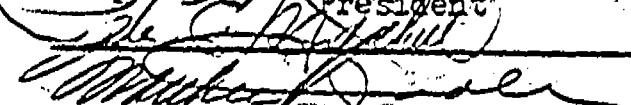
IT IS ORDERED that Minimum Rate Tariff No. 3-A (Appendix "A" of Decision No. 55587) be and it is hereby amended by incorporating therein, to become effective September 12, 1958, First Revised Page 2 and First Revised Page 7, which revised pages are attached hereto and by this reference made a part hereof.

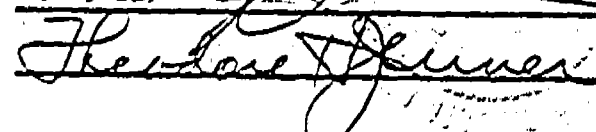
In all other respects said Decision No. 55587 shall remain in full force and effect.

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

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



President




Commissioners

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Addition, Decision No. 57212

EFFECTIVE SEPTEMBER 12, 1958

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

Correction No. 4

SECTION NO. 1 - RULES AND REGULATIONS (Continued)	Item No.
<p style="text-align: center;">ACCESSORIAL CHARGES</p> <p>An additional charge of \$3.50 per man per hour, or fraction thereof, minimum charge one hour, shall be made for helpers for loading or unloading, or any accessorial or incidental service which is not authorized to be performed under the rates named in this tariff or for which a charge is not otherwise provided.</p>	110
<p style="text-align: center;">ACCESSORIAL CHARGES NOT TO BE OFFSET BY TRANSPORTATION CHARGES</p> <p>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.</p>	#115
<p style="text-align: center;">SHEEP CAMP OUTFITS</p> <p>Rates named in this tariff for the transportation of sheep will also apply to sheep camp outfits, as described in Note 1, when said outfits accompany shipments of sheep. (See Exception.)</p> <p>NOTE 1.-Sheep camp outfits include wagons, dogs, horses, mules, burros, camp equipment comprising tents, stoves, cooking utensils, cots, beddings, harness and other appurtenances in use at camp, but do not include hay, grain, feed, merchandise, groceries or clothing.</p> <p>EXCEPTION.-The provisions of this item will not apply in connection with shipments transported at any-quantity rates.</p>	120
<p style="text-align: center;">REQUIREMENTS FOR PUBLIC WEIGHMASTER'S CERTIFICATE</p> <p>1. <u>Shipments of livestock for which the carrier must obtain a public weighmaster's certificate:</u></p> <p>(a) For each shipment, other than those described in paragraph 2 hereof, the actual weight of the livestock shall be confirmed by a public weighmaster's certificate, which shall be obtained by the carrier prior to or at the time of unloading.</p> <p>(b) Every carrier who fails to obtain a public weighmaster's certificate on shipments consisting of more than 10 head of livestock shall furnish written notification thereof to the Secretary, Public Utilities Commission of the State of California, State Building, San Francisco 2, California, within seven days after delivery of the shipment. The notification shall include a statement of the reasons for the carrier's failure to obtain the required certificate. A copy of the freight bill issued pursuant to Items Nos. 250 and 251 covering the shipment so transported shall be attached to the notification.</p>	130

2. Shipments of livestock for which the carrier may, but is not required to, obtain a public weighmaster's certificate:

(a) Shipments consisting of not more than 10 head of livestock.

(b) When the weighing of a shipment on a public weighmaster's scales would require the carrier to traverse a route which is more than five constructive miles longer than the shortest distance between points of origin and destination as determined in accordance with the provisions of Item No. 80.

(c) When no public weighmaster's scale or scales along the route of movement is open for weighing at the time the carrier arrives at the scale point or points.

#Addition, Decision No.

57212

EFFECTIVE SEPTEMBER 12, 1952

Issued by the Public Utilities Commission of the State of California,
San Francisco, California.
Correction No. 5