

57213

ORIGINAL

Decision No. _____

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 property within San)
Diego County (including transporta-)
tion for which rates are provided in)
Minimum Rate Tariff No. 9-A).)

Case No. 5439

SUPPLEMENTAL OPINION AND ORDER

Minimum Rate Tariff No. 9-A provides minimum rates and rules for transportation performed within the San Diego drayage area. Item No. 180 thereof sets forth a provision for the alternate 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, Classification No. 1, which sets forth rules governing that tariff, will be revised to provide specifically for the application of class rates that are percentages, multiples or proportions of specific class ratings and that accessorial charges may not be offset by transportation charges. These clarifications are in conformity with Informal Rulings Nos. 19 and 35, issued December 13, 1955, and February 20, 1958, respectively.

Therefore, good cause appearing,

IT IS ORDERED:

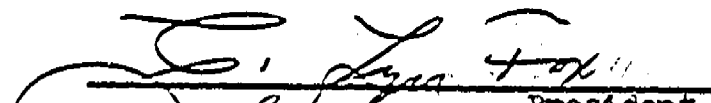
(1) That Minimum Rate Tariff No. 9-A (Appendix "B" of Decision No. 55256, as amended) is further amended by incorporating therein, to become effective September 12, 1958, First Revised Page 20, which revised page is attached hereto and by this reference made a part hereof.

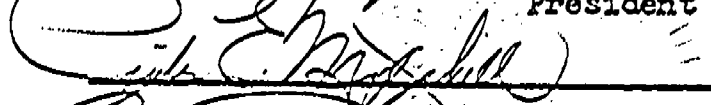
(2) That Classification No. 1 (Appendix "C" of Decision No. 55256, as amended) is further amended by incorporating therein, to become effective September 12, 1958, First Revised Page 2 and First Revised Page 42, which revised pages are attached hereto and by this reference made a part hereof.


In all other respects said Decision No. 55256, as amended, shall remain in full force and effect.

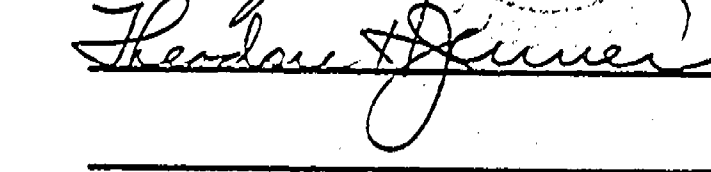
The effective date of this order shall be twenty days after the date hereof.

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



President






SECTION NO. 1 - RULES AND REGULATIONS (Continued)

Item
No.

ALTERNATIVE APPLICATION OF COMMON CARRIER RATES

Common carrier rates (including common carrier railroad switching 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 between the same points of origin and destination and for the same accessorial services than results from the application of the rates herein provided. When the common carrier rate used does not include accessorial services performed by the carrier the following charges for such accessorial services shall be added: (See Note)

180-A
Cancels
180

- (a) For loading onto carrier's equipment, the charges provided in paragraph (d).
- (b) For unloading from carrier's equipment, the charges provided in paragraph (d).
- (c) For other accessorial services for which charges are provided in this tariff, the additional charge or charges so provided.
- (d) Class 100 Commodities ---3½ cents per 100 pounds.

#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.

* Change)
Addition) Decision No. 57215

EFFECTIVE SEPTEMBER 12, 1958

Issued by the Public Utilities Commission of the State of California,
San Francisco, California.
Correction No. 10

ARRANGEMENT OF CLASSIFICATION

This is a loose-leaf classification arranged as follows:
 SECTION NO. 1 - Rules and Regulations
 SECTION NO. 2 - Ratings

INDEX OF RULES	Item Number
#Accessorial Charges not to be offset by Transportation Charges -----	260
Advertising Matter or Premiums -----	140
#Application of Class Rates that are Percentages, Multiples or Proportions of Specific Class Ratings-----	270
Application of Classification -----	5
Collect on Delivery Shipments -----	170
Combination Articles -----	30
Definition of Nested or Nested Solid -----	60
Definition of "NOI", Not Otherwise Indexed -----	110
Definitions of Technical Terms -----	210,215
Disposition of Fractions -----	130
Explanation of Ratings -----	120
Gauge of Metals -----	90
"Glass" vs. "Earthenware", Inner containers -----	100
Gross Weight -----	180
"Iron", "Steel", "Rubber" or "Plastic" Articles-----	80
Issuance of Shipping Documents -----	190,195
"Knocked Down" ("KD") Articles -----	50
Packing Requirements -----	20
Parts or Pieces Constituting a Complete Article---	40
Quotation and Assessment of Rates and Charges ----	200
Rates Based On Varying Minimum Weights -----	230
Ratings Applicable to Articles Not Described Herein	10
Reference to "Rules", "Items", "Notes" and "Pages".	160
"Set Up" ("SU") Articles -----	70
Shipments To Be Rated Separately -----	240
Shipments Transported in Multiple Lots -----	220
Shipments Transported by Two or More Carriers -----	250
Use of Words "And", "Or", "Rate", "Rating", "Column" and "Indentations" -----	150

Addition, Decision No.

EFFECTIVE SEPTEMBER 12, 1958

Issued by the Public Utilities Commission of the State of California,
 San Francisco, California.
 Correction No. 11

SECTION NO. 1 - RULES AND REGULATIONS (Continued)	Item No.
<p data-bbox="497 567 1222 604">RATES BASED ON VARYING MINIMUM WEIGHTS</p> <p data-bbox="213 669 1333 900">When charges accruing on a shipment based upon actual weight exceed the charges computed upon a rate based upon a greater minimum weight, the latter shall apply. For the purpose of applying this item to a mixed shipment, deficiency between actual weight of the shipment and the greater minimum weight shall be computed at the rate applicable to the lowest rated commodity in the shipment.</p>	230
<p data-bbox="560 1028 1171 1065">SHIPMENTS TO BE RATED SEPARATELY</p> <p data-bbox="218 1124 1282 1421">Each shipment shall be rated separately. Shipments shall not be consolidated or combined by the carrier. When shipments are delivered to or received from other carriers, each bill of lading, freight bill, dock receipt or dock permit shall be considered as a separate shipment and rated accordingly. (Component parts of split pickup or split delivery shipments as defined in Item No. 215 may be combined under the provisions of tariffs governed by this Classification.)</p>	240
<p data-bbox="450 1580 1308 1617">SHIPMENTS TRANSPORTED BY TWO OR MORE CARRIERS</p> <p data-bbox="223 1682 1308 1814">When a shipment in continuous through movement is transported by two or more carriers, the rates provided herein from point of origin to point of destination shall be the minimum rates for the combined transportation.</p>	250

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, whenever 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.

#260

APPLICATION OF CLASS RATES THAT ARE PERCENTAGES,
MULTIPLES OR PROPORTIONS OF SPECIFIC
CLASS RATINGS

Class ratings which are based on percentages, multiples or proportions of first class or other specified class ratings are not restricted in their application solely to the minimum class rates in the any-quantity weight brackets but will apply in connection with the minimum weight brackets set forth in this tariff applicable to the shipment transported.

#270

Addition, Decision No. 57216

EFFECTIVE SEPTEMBER 12, 1958

Issued by the Public Utilities Commission of the State of California,
San Francisco, California.
Correction No. 12