

ORIGINAL

Decision No. 57213

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 car-)
riers, relating to the transportation of)
property in the City and County of San)
Francisco and the Counties of Alameda,)
Contra Costa, Marin, Monterey, Napa,)
Santa Clara, Santa Cruz, San Benito,)
San Mateo, Solano and Sonoma.)

Case No. 5441

SUPPLEMENTAL OPINION AND ORDER

City Carriers' Tariff No. 2-A - Highway Carriers' Tariff No. 1-A provides minimum rates and rules for drayage operations within and between East Bay Cities. Item No. 110 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 for the application of class rates that are percentages, multiples or proportions of specific class ratings, and to provide specifically 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 that City Carriers' Tariff No. 2-A - Highway Carriers' Tariff No. 1-A (Appendix "A" of Decision No. 41362, as amended) is hereby further amended by incorporating therein to become effective September 12, 1958, Sixth Revised Page 2, Sixth Revised Page 16 and Second Revised Page 20, which revised pages are attached hereto and by this reference made a part hereof.

In all other respects said Decision No. 41362, 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.

E. Lynn Fox
President
W. L. [unclear]
[unclear]
Theodore [unclear]
Commissioners

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# Addition, Decision No. 57219		
EFFECTIVE SEPTEMBER 12, 1958		
Issued by the Public Utilities Commission of the State of California, San Francisco, California.		
Correction No. 180		

Item No.	SECTION NO. 1 - RULES AND REGULATIONS (Continued)
70-A Cancels 70	<p style="text-align: center;">APPLICATION OF RATES</p> <p>Rates provided in this tariff are for the transportation of shipments, as defined in Item No. 11 series, from point of origin to point of destination and include tailgate loading into and tailgate unloading from the carrier's equipment. (See Item No. 90 series.)</p>
80-B Cancels 80-A	<p style="text-align: center;">APPLICATION OF CURRENT CLASSIFICATION</p> <p>(a) Except as otherwise provided, class rates in this tariff are subject to the ratings shown in the Current Classification. Rules, regulations and other provisions and conditions of the Current Classification, other than those specified in the item naming the rating, do not apply.</p> <p>(b) Where the ratings are in conflict with those provided in this tariff, the provisions of this tariff will apply.</p> <p>(c) Commodity rates named in this tariff are governed by the Current Classification to the extent that commodity rate items make specific reference thereto.</p>
90-D Cancels 90-C	<p style="text-align: center;">ACCESSORIAL CHARGES</p> <p>(a) For pickup or delivery or for stacking, sorting or other accessorial service which is not authorized to be performed under the rates named in this tariff and for which a charge is not otherwise provided, an additional charge of \$3.75 per man per hour, minimum charge \$3.75, shall be made.</p> <p>(b) When carrier is required to provide additional labor, at point of origin or point of destination, for the handling of articles or packages which, because of their weight or bulk, cannot be handled by one man, an additional charge of \$3.65 per man per hour, minimum charge \$3.65, shall be made.</p>
100	<p style="text-align: center;">ADVANCE CHARGES</p> <p>All charges on shipments advanced by a carrier for the account of a shipper or consignee will be payable on demand of the carrier making the advance.</p>
* 110-B Cancels 110-A	<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 between the same points of origin and destination, 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>

CHARGES FOR SERVICE AT OTHER THAN REGULAR WORKING HOURS

120

Rates named in this tariff apply for service performed during regular working hours of 8:00 A.M. to 5:00 P.M. except Saturdays, Sundays and the following holidays: New Year's Day, Washington's Birthday, Decoration Day, Fourth of July, Labor Day, Admission Day, Thanksgiving Day, and Christmas Day. When such holidays fall on Sunday the following Monday shall be considered a holiday. For services performed at the request of the shipper or consignee at other than those hours and on Saturdays, Sundays or the holidays shown, an additional charge equal to the additional cost of overtime will be made.

* Change)
Addition) Decision No. 57219

EFFECTIVE SEPTEMBER 12, 1958

Issued by the Public Utilities Commission of the State of California,
San Francisco, California.
Correction No. 161

Item No.	SECTION NO. 1 - RULES AND REGULATIONS (Continued)
<p>260-A Cancels 260</p>	<p style="text-align: center;">PACKING REQUIREMENTS</p> <p>Except as otherwise provided, articles will not be subject to the packing requirements (see Note 1) of the Current Classification, but may be accepted for transportation in any container or any shipping form, providing such container or form of shipment will render the transportation of the freight reasonably safe and practicable.</p> <p>If two or more ratings which are subject to different packing requirements (see Note 1) are provided for an article in the form (see Note 2) in which it is shipped, the lowest of such ratings will apply.</p> <p>NOTE 1--The term "packing requirements" means (1) the outer shipping containers such as boxes, barrels, crates, bags, and (2) the shipping forms such as bundles, bales, rolls, loose, on skids (other than lift truck or platform), which are provided in the Current Classification.</p> <p>NOTE 2--The term "Form in which it is shipped" means the form of the article itself as prepared for shipment or for the trade (exclusive of packing requirements), such as set up, knocked down, nested, not nested, compressed, not compressed, folded flat, not folded flat, in metal can inner containers, in glass bottle inner containers, in carton inner containers, in bulk (not in inner containers), dried, liquid, paste, solid, powdered, granulated.</p>
<p>265</p>	<p style="text-align: center;">UNITS OF MEASUREMENT TO BE OBSERVED</p> <p>Rates or accessorial charges shall not be quoted or assessed by carriers based upon a unit of measurement different from that in which the minimum rates and charges in this tariff are stated.</p>

ACCESSORIAL CHARGES NOT TO BE OFFSET BY
TRANSPORTATION CHARGES

#267

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.

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

#269

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.

Addition, Decision No.

57219

EFFECTIVE SEPTEMBER 12, 1958

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

Correction No. 182