

Decision No. 58618

ORIGINAL

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 ) Case No. 5432  
city carriers relating to the trans- ) (Petition for Modification  
portation of any and all commodities ) No. 151)  
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.) )

INTERIM OPINION AND ORDER

Decision No. 56163 of January 28, 1958, in Case No. 5432 (Petition for Modification No. 96), exempted the transportation of walnut shells from the minimum rates in Minimum Rate Tariff No. 2. The exemption was established with an expiration date of June 30, 1959, so that studies could be made of actual movements of walnut shells.

By this petition, Collier Carbon and Chemical Corporation requests a public hearing to enable it to introduce evidence in support of a permanent exemption for the above commodity. In the event a hearing cannot be held and a decision rendered herein prior to June 30, 1959, petitioner requests that the Commission issue its interim order extending said expiration date until such time as the Commission shall issue its final order.

It appears that the matter can not be disposed of prior to June 30, 1959. Therefore, an extension of the current expiration date for a period of 120 days will be granted. The petition will be granted. A public hearing is not necessary.

Therefore, good cause appearing,

IT IS ORDERED that Minimum Rate Tariff No. 2  
(Appendix "D" to Decision No. 31606 as amended) is hereby  
further amended by incorporating therein, to become effective  
June 30, 1959, Twenty-eighth Revised Page 15, which revised  
page is attached hereto and by this reference made a part  
hereof.

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

This order shall become effective June 30, 1959.

Dated at San Francisco, California, this 16<sup>th</sup> day  
of June, 1959.

E. L. Fox  
President  
W. E. B. Smith  
W. E. B. Smith  
\_\_\_\_\_  
\_\_\_\_\_  
Commissioners

Item No.	SECTION NO. 1 - RULES AND REGULATIONS OF GENERAL APPLICATION (Continued)		
	<p style="text-align: center;">APPLICATION OF TARIFF-COMMODITIES (Concluded)</p> <p style="text-align: center;">(Items Nos. 40 and 41)</p> <table border="0" style="width: 100%;"> <tr> <td style="vertical-align: top; width: 50%;"> <p>Sea Shells, crushed, ground, powdered or disintegrated (Subject to Note 5), Seeds, cotton, Seeds, field, as described in Note 6, Shell Marl, crushed, ground, or powdered, (1) Shells, walnut, Shipments weighing 100 pounds or less when delivered from retail stores or retail warehouses where the property has been sold at retail by a retail merchant, or when returned to the original retail store shipper via the carrier which handled the outbound movement (Subject to Note 3), Shipments weighing 10 pounds or less when transported by car- riers which operate no vehi- cles exceeding a licensed weight of 4,000 pounds. (Sub- ject to Note 12.), Sulphur, United States mail transported for the Post Office Depart- ment under contract,</p> <p>NOTE 1.-Includes only used empty carriers which are returning from an outbound paying load of traffic for which rates are not provided in this tariff, or which are being forwarded for a return paying load of traffic for which rates are not provided in this tariff (Subject to Rule No. 180 of the Exception Sheet).</p> <p>NOTE 2.-Exemption applies only when commodities flagged subject to this note are shipped in milk shipping cans, in bottles in cases or crates, or in bulk in tanks.</p> <p>NOTE 3.-Exemption applies only when the distance between point of origin and destination does not exceed 35 miles, com- puted in accordance with the provisions of Item No. 100.</p> <p>NOTE 4.-Exemption applies only as to dried fruit in the natural state and which has not been cleaned, washed, stemmed or otherwise prepared or partially prepared for human consumption.</p> <p>NOTE 5.-Exemption does not apply to sea shells as described in Item No. 652½.</p> <p>NOTE 6.-Exemption applies only to field seeds, viz.:</p> </td><td style="vertical-align: top; width: 50%;"> <p>Used Property, viz.: household goods, personal effects, furniture, musical instruments, radios, and office and store fixtures and equipment, as des- cribed in and for which rates are provided in Minimum Rate Tariff No. 4-A, and used property as described therein of state, county or municipal governments, or trans- ported under an agreement whereby the governments contracted for the carrier's services, Vegetables, fresh or green (not cold pack nor frozen), Vegetables, dried, viz.: Beans (except Mesquite), Lentils, Onions, Peas (except Cow Peas), Pepper Pods, Voting Booths, Ballot Boxes, Election Tents and Election Supplies, when transported from or to polling places.</p> </td></tr> </table>	<p>Sea Shells, crushed, ground, powdered or disintegrated (Subject to Note 5), Seeds, cotton, Seeds, field, as described in Note 6, Shell Marl, crushed, ground, or powdered, (1) Shells, walnut, Shipments weighing 100 pounds or less when delivered from retail stores or retail warehouses where the property has been sold at retail by a retail merchant, or when returned to the original retail store shipper via the carrier which handled the outbound movement (Subject to Note 3), Shipments weighing 10 pounds or less when transported by car- riers which operate no vehi- cles exceeding a licensed weight of 4,000 pounds. 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\*41-Y  
Cancels  
41-X

Adzuki,  
Alfalfa,  
Bahia grass,  
Bean, field, horse, lima,  
mat or mung,  
Beet, field or sugar,  
Bentgrass,  
Bermuda grass,  
Bluegrass,  
Bluestem,  
Brone, bunch or  
smooth,  
Carpet grass,  
Chick pea (garbanzo),  
Clover (except sweet  
clover),  
Creeping bent,  
Dallis grass,  
Dog's-tail, crested,  
Doliches,

Fenugreek,  
Fescue grass,  
Foxtail, meadow,  
Guar,  
Guinea grass,  
Harding grass,  
Kudzu,  
Lespedeza,  
Lupine,  
Medic, black,  
Molasses grass,  
Mustard (except  
wild mustard),  
Napier grass,  
Oatgrass, tall,  
Orchard grass,  
Pea, Austrian win-  
ter, Canadian  
field, Tangier or  
wedge,

Popcorn,  
Proso,  
Redtop,  
Reed canary grass,  
Rescue grass,  
Rhodes grass,  
Ryegrass,  
Safflower,  
Sainfein,  
Sand dropseed,  
Sesbania,  
Soybean,  
Sudan grass,  
Sweet vernalgrass,  
Timothy,  
Velvet bean,  
Velvet bent,  
Velvet grass,  
Wheatgrass, crested  
or slender.

NOTE 8.-Exemption will not apply to transportation for which rates are provided in Items Nos. 315 and 605.

NOTE 11.-Exemption applies only to transportation between points within a radius of 25 miles of the intersection of 1st and Main Streets, Los Angeles, said mileage to be computed in accordance with the provisions of Item No. 100.

NOTE 12.-Exemption applies only to transportation between points located within the Los Angeles Basin Territory as described in Item No. 270.

\* (1) Exemption expires with October 28, 1959.

\* Change, Decision No. 58618

EFFECTIVE JUNE 30, 1959

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

Correction No. 923