

Decision No. 58733

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation into the)
rates, rules, regulations, charges, allow-)
ances and practices of all common carriers,)
highway carriers and city carriers relating)
to the transportation of property in Los)
Angeles and Orange Counties (transportation)
for which rates are provided in Minimum)
Rate Tariff No. 5).)

Case No. 5435
(Petition No. 18)

SUPPLEMENTAL OPINION AND ORDER

By Decision No. 58732 entered today, the Commission amended Minimum Rate Tariff No. 2 by adding an exemption relating to commodities transported from retail stores or retail store warehouses. In accordance with that decision, the other minimum rate tariffs will be amended by separate orders to avoid duplication of tariff distribution.

Therefore, good cause appearing,

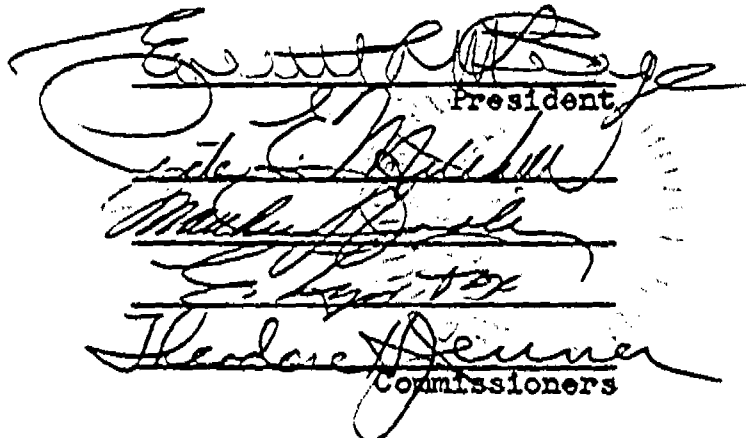
IT IS ORDERED:

(1) That Minimum Rate Tariff No. 5 (Appendix "A" of Decision No. 32504, as amended) is further amended by incorporating therein, to become effective July 31, 1959, Twenty-first Revised Page 13, which page is attached hereto and by this reference made a part hereof.

(2) That in all other respects said Decision No. 32504, 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 7th day of July, 1959



President

Theodore Deener
Commissioners

Item No.	SECTION NO. 1 - RULES AND REGULATIONS OF GENERAL APPLICATION (Continued)
	<p style="text-align: center;">APPLICATION OF TARIFF-COMMODITIES</p> <p>Rates in this tariff apply for the transportation of all commodities except the following:</p> <p>Accessories and Supplies, motion picture, Automobiles, Automobile parts, accessories, and related articles in secondary movement by truckaway service when subject to the rates, rules and regulations set forth in Minimum Rate Tariff No. 12, Baggage, viz.: personal baggage and baggage containing sample merchandise, transported from or to a depot, dock or other point where passengers are discharged or received by common carriers, Buttermilk, in milk shipping cans or in bottles in cases or crates, Carriers (used packages), empty, returning from an outbound paying load, or 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), Cement, hydraulic, masonry, natural or Portland—also lime, common (including magnesium lime, hydrated or hydraulic lime, quick or slaked), cement flue dust, and/or limestone, powdered, shipped in mixed shipments with cement—when transported in shipments of 40,000 pounds or more, or when transported in shipments of lesser weights subject to the rates, rules and regulations, including the minimum charge computed on a minimum weight of 40,000 pounds, which are set forth in Minimum Rate Tariff No. 10, Cement, Portland (building), when transported in bulk, Commodities weighing 100 pounds or less per package or per piece, delivered from retail stores, Commodities transported in bulk in tank trucks, tank trailers, tank semi-trailers, or a combination of such highway vehicles, Commodities picked up or delivered for common carriers as defined in the Public Utilities Act, or for radial highway common or highway contract carriers as defined in the Highway Carriers' Act, when the property is in the custody of such carriers for transportation from or to points not included in the zones described in Items Nos. 30, 31, 32 and 33, under rates which include pickup or delivery at points within the said zones, Commodities when transported in dump trucks, for which rates are provided in Minimum Rate Tariff No. 7, Commodities which consist of or contain materials essential to National Defense and which have been donated to and are transported for the United States Government, governmental agencies, or nonprofit organizations acting for or in behalf of said government in the collection, assembly or transportation of said commodities in connection with the recovery of said essential materials from the commodities transported,</p> <p>*A Commodities which have been sold at retail by a retail merchant, and transported from a retail store or retail store warehouse to residences of retail customers, or transported from residences of retail customers to retail stores or retail store warehouses, and such transportation is performed in vehicles in the exclusive use of the retailer and providing no shipment exceeds 2,000 pounds in weight. Further, that the merchandise is for the use or consumption of retail customers and is not for use in the furtherance of an industrial or commercial enterprise; and provided that the retailer shall certify on the shipping document for each delivery that the merchandise was sold at retail to a retail customer.</p>

*40-7
Cancels
40-8

Concrete transported in motor vehicles equipped for mechanical mixing in transit,
 Cream, in milk shipping cans or in bottles in cases or crates,
 Directories, telephone,
 Fertilizers, as described in Items Nos. 535, 540 and 550 of the Exception Sheet,
 Film, motion picture,
 Fruit, fresh or green (not cold pack nor frozen),
 Furniture, household appliances and other home furnishings, transported from retail stores where they have been sold at retail by a retail merchant, or transported from retail customers to retail stores,

Jewelry transported from or to wholesale houses in packages weighing 10 pounds or less,
 Livestock,
 Milk, in milk shipping cans or in bottles in cases or crates,
 Motor vehicles when towed by a tow car,
 Newspapers; newspaper supplements, sections or inserts; (not scrap or waste),
 Optical goods transported from or to wholesale houses in packages weighing 10 pounds or less,
 Property of the United States, or property transported under an agreement whereby the United States contracted for the carrier's services,
 Property transported to a United States Post Office for mailing and United States mail transported from a post office to the addressee thereof,
 Property shipped to or from producers of motion pictures or television shows when transported subject to the rates, rules and regulations provided by Decision No. 33226, in Cases Nos. 4246 and 4434, as amended,
 Shipments weighing 10 pounds or less when transported by carriers which operate no vehicles exceeding a licensed weight of 4,000 pounds,
 Used Property, viz.: household goods, office and store fixtures and equipment, as described in and for which rates are provided in Minimum Rate Tariff No. 4-4, and used property as described therein of state, county or municipal governments, or transported under an agreement whereby the governments contracted for the carrier's services,
 Vegetables, fresh or green (not cold pack nor frozen),
 Voting Booths, ballot boxes, election tents and election supplies when transported from or to polling places.

* Change)
 & Reduction) Decision No. 58733
 # Addition)

EFFECTIVE JULY 31, 1959

Issued by the Public Utilities Commission of the State of California,
 San Francisco, California.
 Correction No. 265