

ORIGINAL

Decision No. 59129

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of Sierra)	
Distributing, Ltd., a corporation, for)	
authorization to transport empty containers)	
for Procter & Gamble Co. and A. R. Maas)	Application No. 41411
Chemical Co. in California at rate below)	
minimum in Minimum Rate Tariff No. 2.)	

OPINION AND ORDER

By this application Sierra Distributing, Ltd., a corporation, seeks authority as a highway contract carrier, under Section 3666 of the Public Utilities Code, to deviate from the minimum rates for the transportation of aluminum containers, set up, (tote bins) from the Procter & Gamble Co. at Sacramento to the A. R. Maas' Chemical Co. at Richmond. Applicant holds permits to operate as a radial highway common carrier, highway contract carrier and city carrier. It is currently performing contract hauling for Procter & Gamble Co. and has been requested to include in such contract operations the transportation of chemicals, in bulk, in aluminum containers, from the A. R. Maas Chemical Co. at Richmond to the Procter & Gamble Co. plant at Sacramento and the transportation of the empty containers on the return movement.

Applicant alleges that a rating of no less than one-half of fourth class for the return movement of these containers is justified because such rating will yield revenues equal to that accruing on like containers now classified at one-half of the fourth class rating. It asserts that the conditions under which applicant transports both inbound raw material and outbound finished products to the San Francisco Bay area are unusual and enable it to realize economies in operations. Applicant alleges that the present rating of two times first class does not justify the use of these containers for an 81-mile haul, thus depriving it of an important back haul.

The application shows that on or about August 13, 1959, a copy was served on the California Trucking Associations, Inc. That association has informed the Commission in writing that it has no objection to the granting of this application.

In the circumstances, it appears that the proposed classification rating is reasonable. This is a matter in which a public hearing is not necessary. The application will be granted.

Because the conditions under which the service is performed may change at any time, the authority will be made to expire at the end of one year, unless sooner changed, canceled or extended by order of the Commission. Applicant proposes to commence the operation herein involved as soon as practicable; therefore, the order will be made effective immediately.

Therefore, good cause appearing,

IT IS ORDERED:

(1) That Sierra Distributing, Ltd., a corporation, is hereby authorized to transport from Sacramento to Richmond used empty containers, bulk commodity shipping, aluminum, set up, loose or in packages, at less than the established minimum rates, but not less than rates based on one-half of the fourth class rating subject to the applicable minimum weight, when said containers are for return paying load, for the account of Procter & Gamble Co. and/or A. R. Maas Chemical Co.

(2) That the authority herein granted shall expire one year after the effective date of this order.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 10th day of October, 1959.

President

Theodore J. Turner

Commissioners