

**ORIGINAL**

Decision No. 59337

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 fresh or green fruits and vegetables )  
and related items (commodities for which )  
rates are provided in Minimum Rate )  
Tariff No. 8). )

Case No. 5438

SUPPLEMENTAL OPINION AND ORDER

By Decision No. 59335, entered today, the Commission made adjustments in Minimum Rate Tariff No. 9-A and Classification No. 1 and found that certain related adjustments should be made in Minimum Rate Tariff No. 8. That decision also found that, in order to avoid duplication of tariff distribution, Minimum Rate Tariff No. 8 should be amended by separate order.

Therefore, good cause appearing,

IT IS ORDERED:

(1) That Minimum Rate Tariff No. 8 (Appendix "C" of Decision No. 33977, as amended) is hereby further amended by incorporating therein to become effective January 29, 1960, Ninth Revised Page 6, which revised page is attached hereto and by this reference made a part hereof.

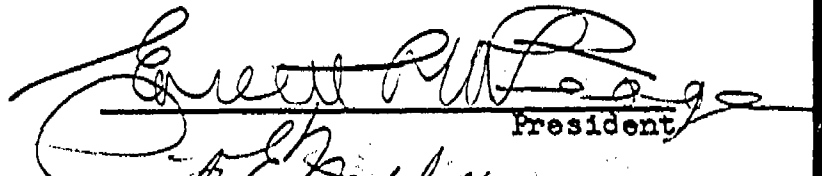


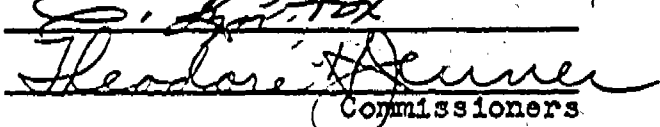
(2) That tariff publications required to be made by common carriers as a result of the order herein may be made effective not earlier than the effective date hereof on not less than five days' notice to the Commission and to the public, and that such tariff publications shall be made effective not later than January 29, 1960; and that tariff publications which are authorized but not required to be made by common carriers as a result of the order herein may be made effective on not less than five days' notice to the Commission and to the public if filed not later than sixty days after the effective date of the tariff changes herein involved.

(3) That common carriers are hereby authorized to depart from the provisions of Article XII, Section 21, of the Constitution of the State of California, and Section 460 of the Public Utilities Code, to the extent necessary to establish and maintain the rates and charges authorized or directed herein.

(4) That in all other respects said Decision No. 33977, 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 8<sup>th</sup> day of December, 1959.

  
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President  
  
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Commissioners

Item No.	SECTION NO. 1 - RULES AND REGULATIONS OF GENERAL APPLICATION (Continued)
*20-C Cancels 20-B	<p style="text-align: center;">APPLICATION OF TARIFF - CARRIERS</p> <p>Rates provided in this tariff are minimum rates, established pursuant to the City Carriers' Act and the Highway Carriers' Act. They apply for the transportation of property by carriers as defined in said City Carriers' Act (See Note 1), and radial highway common carriers and highway contract carriers, as defined in said Highway Carriers' Act.</p> <p>When property in continuous through movement is transported by two or more such carriers, the rates (including minimum charges) provided herein shall be the minimum rates for the combined transportation.</p> <p>Rates, rules and regulations named in this tariff shall not apply to transportation by independent-contractor sub-haulers when such transportation is performed for other carriers. This exception shall not be construed to exempt from the tariff provisions carriers for whom the independent contractors are performing transportation service.</p> <p>*NOTE 1: This tariff applies to transportation by City Carriers only as follows:</p> <p style="padding-left: 40px;">(a) As specified in Section 3 hereof.</p> <p style="padding-left: 40px;"># (b) Between points within Zones 9, 10, 11 and 12 of the San Diego Drayage Area as described in Minimum Rate Tariff No. 9-A.</p>
	<p style="text-align: center;">APPLICATION OF TARIFF - TERRITORIAL</p> <p>Rates in this tariff apply between all points within the State of California, except:</p> <p style="padding-left: 40px;">(a) Shipments having point of origin in Alameda, Albany, Berkeley, Emeryville, Oakland or Piedmont, and point of destination in another of these cities.</p> <p style="padding-left: 40px;">*(b) Shipments having both point of origin and point of destination within Zones Nos. 1, 2, 3, 4, 5, 6, 7 and 8 of the San Diego Drayage Area as described in Minimum Rate Tariff No. 9-A.</p>
* Change ) # Addition )      Decision No.    59337	
EFFECTIVE January 29, 1960	
Issued by the Public Utilities Commission of the State of California, San Francisco, California. Correction No. 225	