

Decision No. 59845

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of J. P. Hackler, Tariff Publishing Officer, for approval of changes in classification provision. )  
Application No. 41764

In the Matter of the Investigation into the rates, rules and regulations, charges, allowances and practices of all common carriers, highway carriers and city carriers relating to the transportation of any and all commodities 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). )  
Case No. 5432

And related matters. ) Cases Nos. 5435, 5441 and 5603

OPINION AND ORDER

By this application, filed December 17, 1959, J. P. Hackler, Tariff Publishing Officer of Western Classification 77, seeks authority to make changes in certain packaging requirements in his classification. The proposed changes involve revisions of existing packaging requirements and the addition of new packaging descriptions. The packages in question are applicable principally to ratings on various items of furniture. The changes would result variously in increases and reductions.

Relief from the long-and-short-haul provisions of Section 460 of the Public Utilities Code to publish the proposed changes is also sought so as to maintain competitive equality between the long-and-short-line carriers operating in California.

No objection to the ex parte granting of this application has been received from interested parties, including California Trucking Associations, Inc.

It appears from the verified application that the changes proposed in this proceeding involve only minor or routine adjustments which are the result of advances made by the packaging industry. In view of all of the circumstances, the Commission is of the opinion and finds that the changes which applicant proposes to make as set forth in the application, including any increases in rates or charges which may result therefrom, are reasonable and justified; and that the sought authority to depart from the long-and-short-haul provisions of the Constitution of the State of California and of the Public Utilities Code is justified. A public hearing is not necessary. The application will be granted.

Therefore, good cause appearing,

IT IS ORDERED:

(1) That J. P. Hackler, Tariff Publishing Officer, for carriers parties to Western Classification 77, is hereby authorized to establish and publish, on statutory notice to the Commission and to the public, the changes proposed in Application No. 41764.

(2) That to the extent that amendments in the classification provisions are hereinabove approved to govern tariffs of the carriers represented in the above-numbered application, said amendments are hereby also approved to govern the minimum rates, rules and regulations promulgated by the Commission in City Carriers' Tariff No. 1-A, City Carriers' Tariff No. 2-A-Highway Carriers' Tariff No. 1-A, Minimum Rate Tariff No. 2, Minimum Rate Tariff No. 5, and Minimum Rate Tariff No. 11-A.

(3) That common carriers, in establishing and maintaining class rates affected by the changes hereinabove authorized, 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




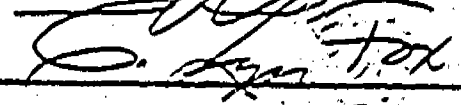
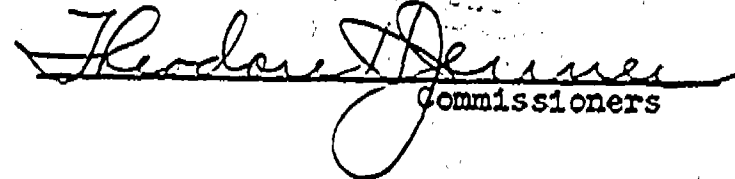
the Public Utilities Code, to the extent necessary to adjust long-and-short-haul departures now maintained under outstanding authorizations and that such outstanding authorizations are modified only to the extent necessary to comply with this order.

(4) That the supplement or supplements issued to Western Classification 77, establishing the changes herein authorized, shall bear a notation that said changes are applicable to California intrastate traffic and are issued under authority of this decision.

(5) That the authority herein granted shall expire unless exercised within ninety days after the effective date of this order.

This order shall become effective twenty days after the date hereof.

Dated at San Francisco, California, this 29<sup>th</sup> day of March, 1960.

  
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President  
  
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Commissioners