

Decision No. 60130

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 L. V. ABBOTT (ACE CITY DELIVERY) and)
 225 other applicants, to publish) Application No. 40351
 classification exception ratings on)
 various commodities.)

SUPPLEMENTAL ORDER

An applicant herein has published a rating of Double 1st Class, less carload, and 1st Class, carload minimum weight 10,000 pounds on stepladders on the grounds that such ratings were authorized by Decision No. 59289. Said decision reads in part as follows:

"... authority is granted to establish ratings no greater than those specified hereunder for the articles described herein.

<u>Page No.</u>	<u>WC Item No.</u>	<u>Description of Article</u>	<u>LCL Min WT</u>	<u>CL</u>
13	55590	LADDERS: E.S. 1155: Stepladders, metal, wooden or wood and metal combined, folded in packages		Maximum Rating as set forth in Western Classification "

The ratings published by applicant are the highest of those set forth in the Western Classification under the generic term "LADDERS" and, under the classification, are specifically applicable only to magnesium metal or magnesium metal alloy ladders.

The construction placed by applicant upon the ordering paragraph of Decision No. 59289 cannot prevail because it is totally inconsistent with the findings upon which the order is based. Said finding is:

"We find, however, that the ratings in the Western Classification for stepladders are not greater than maximum reasonable ratings and that applicants whose rates are subject to Item No. 1155 of Pacific South-coast Freight Bureau Exception Sheet No. 1 have justified increases in ratings of stepladders to the level of those presented in the Classification."

Decision No. 59289 merely authorizes those applicants whose class rates are governed by Pacific Southcoast Exception Sheet No. 1, or who presently maintain exception ratings lower than those set forth in the Western Classification, to cancel said lower ratings so that the applicable ratings in the Western Classification will apply. In order to remove any doubt, however, the order will be clarified so as to clearly provide for the foregoing.

Good cause appearing,

IT IS ORDERED that Part II of Appendix A of Decision No. 59289 is further amended by striking the following language at page 5 thereof,

"Maximum rating as set forth in Western Classification" and substituting therefor the following:

"Western Classification Ratings shall apply."

The effective date of this order shall be the date hereof.

Dated at Los Angeles, California, this 17th day of May, 1960.

[Handwritten Signature]

President

[Handwritten Signature]

[Handwritten Signature]

Commissioners