

Decision No. 60152**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
 BELYEA TRUCK CO., a corporation, for )  
 authority to depart from the rates, )  
 rules and regulations of Minimum Rate )  
 Tariff No. 2 and Minimum Rate Tariff )  
 No. 5, under the provisions of the )  
 Highway Carriers' Act and the City )  
 Carriers' Act. )

Application No. 42045

OPINION AND ORDER

Applicant holds radial highway common carrier, highway contract carrier and city carrier permits. Applicant also holds a certificate as a highway common carrier and as a petroleum irregular route carrier to transport petroleum products in tank vehicles between various points. Decision No. 58363, dated May 5, 1959, in Application No. 41012 authorized it to quote rates and assess charges on the basis of units of measurement differing from those in which the minimum rates are stated, subject to certain conditions. The authority is limited to the transportation of mining and contractors' equipment, boats, airplanes and commodities which, by reason of size or weight, require special equipment or handling, including incidental materials, equipment or supplies transported as a part of the same shipment. The current authority is scheduled to expire June 11, 1960. By this application filed March 17, 1960, authority is sought to continue to deviate from the minimum rates for a further period of not less than one year.

Applicant states that there have been no material changes in the transportation conditions which justified the current authority; that the type and character of property and nature of the transportation herein involved makes it impracticable to follow the form of the outstanding minimum rates and charges from a quotation standpoint; and that at no time will charges assessed be less than those which would result under the minimum rate tariffs involved.

The application shows that on or about March 16, 1960, a copy of the application was served on the California Trucking Associations, Inc. No objection to its being granted has been received.

The Transportation Division staff has reviewed the verified application and has recommended that the sought authority be granted.

In the circumstances, it appears, and the Commission finds, that the proposed basis of charges is reasonable and consistent with the public interest. A public hearing is not necessary. The application will be granted.

Therefore, good cause appearing,

IT IS ORDERED:

(1) That Belyea Truck Co., a corporation, is hereby authorized to quote or assess rates or accessorial charges based upon a unit of measurement different from that in which the minimum rates and charges in Minimum Rate Tariff Nos. 2 and 5 are stated.

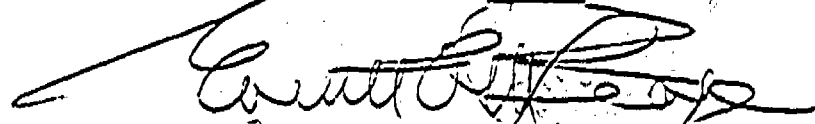
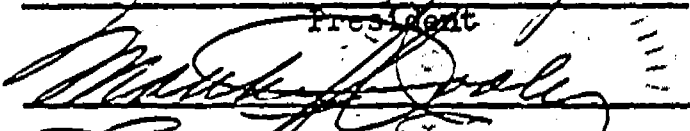
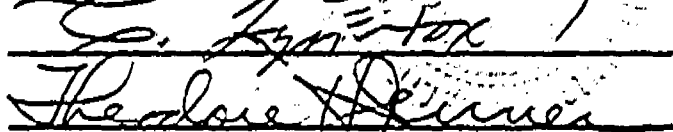
(2) That the authority herein granted is hereby restricted to the transportation of mining and contractors' equipment, boats, airplanes, and commodities which, by reason of size or weight, require special equipment or handling, including incidental materials, equipment or supplies transported as part of the same shipment.

(3) That the authority herein granted shall expire June 11, 1961, unless sooner canceled, changed or extended by order of the Commission.

(4) That applicant shall retain and preserve copies of its freight bills, subject to the Commission's inspection, for a period of not less than three years from the dates of issuance thereof; and that each such copy of its freight bills shall have attached thereto a statement of the charges which would have been assessed if the minimum rates had been applied and the full information necessary for accurate determination of the charges under the minimum rates.

This order shall become effective June 11, 1960.

Dated at San Francisco, California, this 24<sup>th</sup> day of May, 1960.

  
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President  
  
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E. Lynn Fox  
  
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Theodore J. Jones  
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Commissioners