

Decision No. 60181

ORIGINAL

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 property within San Diego County } (including transportation for which } rates are provided in Minimum Rate } Tariff No. 9-A).

Case No. 5439
Petition for Modification
No. 8

SUPPLEMENTAL OPINION AND ORDER

By Decision No. 60177 entered today in this proceeding and related proceedings, the Commission established minimum rates, rules and regulations for the services of obtaining transportation permits, providing escort and for transportation over circuitous routes as required by transportation permits. The Commission found that said rates, rules and regulations should be incorporated into the several minimum rate tariffs by separate orders, therefore,

IT IS ORDERED:

1. That Minimum Rate Tariff No. 9-A (Appendix "B" of Decision No. 55256, as amended) is further amended by incorporating therein, to become effective July 15, 1960, the revised pages attached hereto and by this reference made a part hereof, which pages are numbered as follows:

Second Revised Page 2
Third Revised Page 4
Original Page 15-A
Second Revised Page 27

2. That Classification No. 1 (Appendix "C" of Decision No. 55256, as amended) is further amended by incorporating therein,

to become effective July 15, 1960, the revised pages attached hereto and by this reference made a part hereof, which pages are numbered as follows:

Second Revised Page 37
Original Page 37-A
Second Revised Page 38
First Revised Page 39

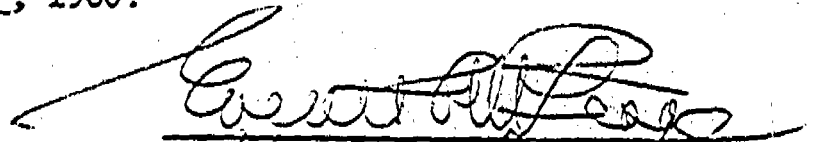
3. That the tariff publications required to be made by common carriers as a result of the order herein may be filed not earlier than the effective date hereof, to become effective on not less than five days' notice to the Commission and to the public, and that such tariff publications shall be made effective not later than July 15, 1960.


4. That common carriers, in lieu of establishing the tariff provisions provided by the order herein, may elect not to transport permit shipments or to provide escort service, in which case said common carriers shall establish in their tariffs a provision stating that transportation of permit shipments or furnishing of escort service will not be provided together with a definition of such excluded transportation or service.

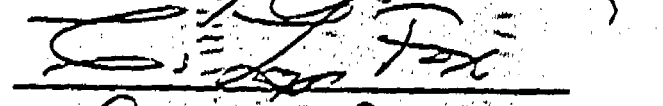
5. That, in all other respects, said Decision No. 55256, as amended, shall remain in full force and effect.

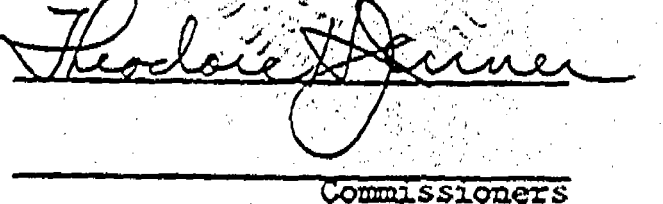
The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 25th day of May, 1960.



President






Commissioners

ARRANGEMENT OF TARIFF

This is a loose-leaf tariff arranged as follows:

- SECTION NO. 1 - Rules and Regulations
- SECTION NO. 2 - Rate Bases and Class Rates
- SECTION NO. 3 - Equipment Rates, Rules and Regulations

* TABLE OF CONTENTS	Item Number Except as Shown
Correction Number Checking Sheet -----	Page 1
Charges in Cents per Shipment -----	320, 325 & 327
Class Rates -----	330
Equipment Rates -----	420 and 430
Parcel Rates -----	310
Rate Bases -----	300
Rules and Regulations:	
Accessorial Services -----	70
Alternative Application of Common Carrier Rates -	180
Alternation of Rates -----	150
Application of Current Classification -----	100
Application of Tariff -----	20
Application of Tariff - Commodities -----	50 and 60
Application of Tariff - Territorial -----	30
Charges for Accessorial Services or Delays -----	90
Collect on Delivery (C.O.D.) Shipments -----	170
Collection Charges -----	190
Combination of Rates -----	150
Definition of Technical Terms -----	10
Delays to Equipment -----	80
Description of Zones -----	30 through 38
#Escort Service, Charges for -----	#120
Map of San Diego Drayage Area -----	40
Mixed Shipments -----	110
#Permit Shipments, Charges for -----	#125
Pool Lot -----	160
Rules and Regulations Governing Equipment Rates -	400, 405, 410 & 415
Split Delivery -----	130
Split Pickup -----	140

* Change)
 # Addition) Decision No. 60181

EFFECTIVE JULY 15, 1960

Issued by the Public Utilities Commission of the State of California,
 San Francisco, California.
 Correction No. 44

SECTION NO. 1 - RULES AND REGULATIONS	Item No.
<p style="text-align: center;">DEFINITION OF TECHNICAL TERMS</p> <p>(See Current Classification for Additional Definitions)</p> <p>(a) CARRIER means a carrier as defined in the City Carriers' Act, and a radial highway common carrier or a highway contract carrier, as defined in the Highway Carriers' Act.</p> <p>(b) COMMON CARRIER RATE means any intrastate rate or rates of any common carrier, or common carriers, defined in the Public Utilities Act, lawfully on file with the Commission and in effect at time of shipment for transportation by land.</p> <p>(c) CURRENT CLASSIFICATION means Classification No. 1 issued by the Public Utilities Commission of the State of California.</p> <p>*(d) ESCORT SERVICE means the furnishing of pilot cars or vehicles by a carrier as may be required by any governmental agency to accompany a shipment for highway safety.</p> <p>***(e) HOLIDAYS mean New Year's Day, Washington's Birthday, Memorial Day, Fourth of July, Labor Day, Thanksgiving Day, December 24 and Christmas.</p> <p>*(f) PERMIT SHIPMENT means a shipment which because of its width, length, height, weight or size requires special authority from a governmental agency regulating the use of highways, roads or streets for the transportation of such shipment in whole or in part.</p> <p>****(g) POOL LOT means a quantity of freight contained in a rail car or motor vehicle or located on a steamship wharf for delivery or reshipment to two or more points of destination in the San Diego Drayage Area, or to one or more points in the San Diego Drayage Area and one or more points outside thereof, such freight for delivery within the San Diego Drayage Area being consigned to:</p> <ol style="list-style-type: none"> (1) A carrier to segregate or to unload and segregate and deliver to consignees, their agents or to other carriers; or (2) A consignee, other than a carrier, when carrier is instructed to distribute and deliver to the consignees, subconsignees, their agents, or other carriers. <p>*****(h) SAN DIEGO DRAYAGE AREA means the area encompassed by all of the zones described in Items Nos. 30 through 38.</p>	<p style="text-align: center;">*10-C Cancels 10-B</p>

** Formerly designated as Paragraph (d).
*** Formerly designated as Paragraph (e).
**** Formerly designated as Paragraph (f).

* Change)
Addition) Decision No. 60181

EFFECTIVE JULY 15, 1960

Issued by the Public Utilities Commission of the State of California,
San Francisco, California.
Correction No. 45

SECTION NO. 1 - RATES AND REGULATIONS (Continued)

Item No.

CHARGES FOR ESCORT SERVICE

In addition to all other applicable rates and charges named in this tariff, the following charges shall be assessed on shipments requiring escort service;

- (a) A charge of \$5.00 per hour, plus 8 cents per actual mile, shall be made for each escort vehicle and driver furnished, for the time and distance said vehicle and driver are engaged in such service. (See Notes 1 and 2.)
- (b) A charge shall be made equal to the actual cost of any bridge or ferry tolls incurred for each escort car.

NOTE 1. -- Service shall commence with departure of each escort vehicle from its point of dispatch and terminate with the return of each escort car to its point of dispatch, excluding off-duty hours.

#0120

NOTE 2. -- Charges for fractions of an hour shall be determined in accordance with the following table:

MINUTES		
<u>Over</u>	<u>But Not Over</u>	
0	8 omit
8	23 shall be 1/4 hour
23	38 shall be 1/2 hour
38	53 shall be 3/4 hour
53	60 shall be 1 hour

CHARGES FOR PERMIT SHIPMENTS

In addition to all other applicable rates and charges named in this tariff, the following charges shall be assessed on shipments requiring transportation permits:

- (a) A charge of \$6.00 shall be made for the service of securing each permit, and
- (b) A charge shall be made equal to the fee, if any, assessed by the governmental agency for issuing each permit.

#0125

#Addition } Decision No. 60181
Increase }

EFFECTIVE JULY 15, 1960

Issued by the Public Utilities Commission of the State of California, San Francisco, California.

Correction No. 46

SECTION NO. 3 - EQUIPMENT RATES, RULES AND REGULATIONS	Item No.
<p style="text-align: center;">RULES AND REGULATIONS</p> <p>*(a) Rates named in this section are subject to Item No. 10, Definition of Technical Terms; Item No. 20, Application of Tariff; Items Nos. 30 through 38, Application of Tariff--Territorial; Items Nos. 50 and 60, Application of Tariff--Commodities; #Item No. 120, Charges for Escort Service; #Item No. 125, Charges for Permit Shipments; Item No. 170, Collect on Delivery (C.O.D.) Shipments; and Item No. 190, Collection of Charges. They are not subject to the other rules and regulations provided in Section No. 1.</p> <p>Δ(b) Rates named in this section are subject to the following rules of the Current Classification: Item No. 130, Disposition of Fractions in Computing Rates; Item No. 160, Reference to Rules, Items, Notes and Pages; Items Nos. 190 and 195, Issuance of Shipping Documents; Item No. 200, Quotation and Assessment of Rates and Charges; and Items Nos. 210 and 215, Definitions of Technical Terms. They are not subject to the other rules of the Current Classification.</p> <p>(c) Rates named in this section apply only when the property is transported by one carrier for one shipper.</p> <p>(d) Prior to the transportation of the property, the shipper must enter into a written agreement with the carrier to ship at rates no lower than those provided in this section, stating specifically the class of service desired. (See Item No. 415.) Except as herein provided, no single agreement shall cover shipments transported over a period in excess of 31 days. <u>EXCEPTION 1.:</u> The agreement will not be necessary for transportation of overweight and/or oversize shipments for which a special permit has been issued pursuant to the provisions of Section No. 710 of the Vehicle Code, State of California, and attached to or identified on the shipping document. <u>EXCEPTION 2.:</u> An agreement covering transportation performed subject to the rates provided in Columns 3 or 4 of Item No. 430 may be made for a period in excess of 31 days.</p> <p>(e) Rates named in Items Nos. 420 and 430 are subject to an additional charge at the rate of \$3.90 per man, per hour, minimum charge one-half hour, when carrier furnishes help in addition to the driver. The time for computing the additional charge shall be not less than the actual time in minutes the helper or helpers are engaged in performing the services. The total time so computed shall be converted into hours and fractions thereof. Fractions of an hour shall be determined in accordance with the table provided in Note 1(c), Item No. 420.</p> <p style="text-align: center;">(Continued in Item No. 405)</p>	<p style="text-align: center;">*400-B Cancel 400-A</p>

* Change)
Δ Change, neither increase)
nor reduction)
Addition)

Decision No. 60181

EFFECTIVE JULY 15, 1960

Issued by the Public Utilities Commission of the State of California,
San Francisco, California.

Correction No. 47

SECTION NO. 1 - RULES AND REGULATIONS (Continued)	Item No.																											
<p style="text-align: center;">GROSS WEIGHT</p> <p>(a) Except as provided in Item No. 185, charges shall be assessed on the gross weight of the shipment. No allowance shall be made for the weight of the container.</p> <p>(b) When shipments are transported on pallets, the weight of the pallets shall not be used in determining the weight of the shipment nor the charges thereon. (See Notes 1 and 2.)</p> <p>NOTE 1.-Not applicable to shipments of empty pallets.</p> <p>NOTE 2.-The term "pallets" includes elevating truck pallets or platforms or lift truck skids.</p>	<p>180-A Cancels 180</p>																											
<p style="text-align: center;">PROVIDED WEIGHTS</p> <p>Provided weights specified in this item shall be used in lieu of actual gross weights for the transportation of Lumber and Forest Products described below.</p> <table border="0" style="width: 100%;"> <tr> <td style="width: 60%;">Lumber, seasoned, viz.: cedar, cottonwood, fir, hemlock, pine redwood and spruce, per 1,000 feet board measure -----</td> <td style="width: 10%; text-align: center;"><u>Pounds</u></td> <td style="width: 30%;"></td> </tr> <tr> <td></td> <td style="text-align: center;">2500</td> <td></td> </tr> <tr> <td>Lumber, dry, machine finished, viz.: flooring, rustic, siding, ceiling, shiplap, per 1,000 feet board measure -----</td> <td></td> <td style="text-align: center;">2200</td> </tr> <tr> <td>Lath, ---6,000 four foot laths will be counted the equivalent of 1,000 board feet of lumber --if greater or less than four feet, increase or decrease the number of laths proportionately</td> <td></td> <td style="vertical-align: middle;">185</td> </tr> <tr> <td></td> <td style="vertical-align: middle;">Apply the estimated weight for the type of lumber used in the laths.</td> <td></td> </tr> <tr> <td>Shakes, sawed or split, 2,500 will be counted the equivalent of 1,000 board feet -----</td> <td></td> <td style="vertical-align: middle;">Apply the estimated weight applicable to the type of lumber in shakes.</td> </tr> <tr> <td>Shingles (cedar) dry, per 1,000</td> <td style="text-align: center;">150</td> <td></td> </tr> <tr> <td>Shingles (cedar) green, per 1,000</td> <td style="text-align: center;">210</td> <td></td> </tr> <tr> <td>Shingles (pine or redwood), 8,000 will be counted the equivalent of 1,000 board feet -----</td> <td></td> <td style="vertical-align: middle;">Apply the estimated weight applicable to type of lumber used.</td> </tr> </table>	Lumber, seasoned, viz.: cedar, cottonwood, fir, hemlock, pine redwood and spruce, per 1,000 feet board measure -----	<u>Pounds</u>			2500		Lumber, dry, machine finished, viz.: flooring, rustic, siding, ceiling, shiplap, per 1,000 feet board measure -----		2200	Lath, ---6,000 four foot laths will be counted the equivalent of 1,000 board feet of lumber --if greater or less than four feet, increase or decrease the number of laths proportionately		185		Apply the estimated weight for the type of lumber used in the laths.		Shakes, sawed or split, 2,500 will be counted the equivalent of 1,000 board feet -----		Apply the estimated weight applicable to the type of lumber in shakes.	Shingles (cedar) dry, per 1,000	150		Shingles (cedar) green, per 1,000	210		Shingles (pine or redwood), 8,000 will be counted the equivalent of 1,000 board feet -----		Apply the estimated weight applicable to type of lumber used.	
Lumber, seasoned, viz.: cedar, cottonwood, fir, hemlock, pine redwood and spruce, per 1,000 feet board measure -----	<u>Pounds</u>																											
	2500																											
Lumber, dry, machine finished, viz.: flooring, rustic, siding, ceiling, shiplap, per 1,000 feet board measure -----		2200																										
Lath, ---6,000 four foot laths will be counted the equivalent of 1,000 board feet of lumber --if greater or less than four feet, increase or decrease the number of laths proportionately		185																										
	Apply the estimated weight for the type of lumber used in the laths.																											
Shakes, sawed or split, 2,500 will be counted the equivalent of 1,000 board feet -----		Apply the estimated weight applicable to the type of lumber in shakes.																										
Shingles (cedar) dry, per 1,000	150																											
Shingles (cedar) green, per 1,000	210																											
Shingles (pine or redwood), 8,000 will be counted the equivalent of 1,000 board feet -----		Apply the estimated weight applicable to type of lumber used.																										

* * *

*** Item No. 190 (Issuance of Shipping Documents)
(Paragraph 1), formerly shown on First Revised
Page 37, transferred to Original Page 37-A.

* Change, Decision No. **60181**

EFFECTIVE JULY 15, 1960

Issued by the Public Utilities Commission of the State of California,
San Francisco, California.

Correction No. 21

SECTION NO. 1 - RULES AND REGULATIONS (Continued)	Item No.
<p style="text-align: center;">ISSUANCE OF SHIPPING DOCUMENTS (Items Nos. 190 and 195)</p> <p>*1. Except as otherwise provided in Paragraphs 2 and 3 shown in Item No. 195, a freight bill shall be issued by the carrier to the shipper for each shipment received for transportation. A freight bill in manifest form may be issued for more than one shipment received from one consignor at one point of origin. Each freight bill shall show the following information for each shipment:</p> <ul style="list-style-type: none"> (a) Date of issuance. (b) Name and address of party against whom charges are assessed. (c) Date of tender of the shipment. (d) Name of consignor. (e) Point of origin. (f) Name of consignee. (g) Point of destination. (h) Description of the articles received for shipment. (i) Weight of shipment. (j) Rate and charge assessed. (k) Time at point of loading or point of unloading in excess of free time as set forth in governing tariff and the cause therefor. (l) When services of unloading or segregating of pool cars or stacking and assorting of shipments or any other accessorial service is performed by the carrier, the nature of the services performed and the extent thereof, and the rates and charges assessed for such services. #(m) For the transportation of (1) permit shipments, or (2) shipments requiring escort service, the following information, wherever applicable, shall be shown on all shipping documents issued by the carrier in connection therewith and shall be in addition to all other information required to be shown thereon: <ul style="list-style-type: none"> (1) Permit identification of all permit shipments. (See Item No. 210.) (2) Any escort service furnished and the authority therefor. (See Item No. 210.) <p style="text-align: center;">(Continued in Item No. 195)</p>	<p>*190-B Cancels (1)190-A</p>
<p>(1) Item No. 190-A formerly appeared on First Revised Page 37.</p> <p>* Change } # Addition } Decision No. 60181</p>	
EFFECTIVE JULY 15, 1960	
<p>Issued by the Public Utilities Commission of the State of California, San Francisco, California.</p> <p>Correction No. 22</p>	

SECTION NO. 1 - RULES AND REGULATIONS (Continued)	Item No.
<p style="text-align: center;">ISSUANCE OF SHIPPING DOCUMENTS (Concluded) (Items Nos. 190 and 195)</p> <p>2. When transportation of property is performed under parcel rates, a freight bill or an invoice of charges shall be issued by the carrier to the shipper for a transaction period not to exceed 31 days. The document shall show the following information:</p> <ul style="list-style-type: none"> (a) Date of issuance. (b) Name and address of the shipper. (c) Point of origin of all shipments. (d) Point of destination or area in which shipments were delivered, e.g., San Diego Drayage Area. (e) For each day during the transaction period the number of parcels and the weight thereof transported for the shipper (or, where a weekly service charge is applicable under the provisions of Item No. 310 of Minimum Rate Tariff No. 9-A, for each week). (f) The charges assessed for each day in which transportation was performed during the transaction period (or, where a weekly service charge is applicable under the provisions of Item No. 310 of Minimum Rate Tariff No. 9-A, for each week). <p>*3. When transportation is performed under vehicle equipment rates (hourly, weekly or monthly), a freight bill or an invoice of charges shall be issued by the carrier to the shipper for transportation performed for a transaction period not to exceed 31 days. The document shall show the following information:</p> <ul style="list-style-type: none"> (a) Name and address of the shipper. (b) The transaction period provided for in the written agreement providing for transportation under vehicle equipment rates. (See Note 1.) (c) Base rate (hourly, weekly, monthly, excluding Saturdays, Sundays and holidays, etc.). (d) Charges due at the base rate. (e) Maximum mileage as provided for in written agreement. (f) Mileage in excess of maximum. (g) Rate for excess mileage and the charges due, if any. (h) Number of hours in excess of 8 hours per day as described in governing tariff. (i) Charges due, if any, for operation in excess of 8 hours per day. #(j) For the transportation of (1) permit shipments, or (2) shipments requiring escort service, the following information, wherever applicable, shall be shown on all shipping documents issued by the carrier in connection therewith and shall be in addition to all other information required to be shown thereon: 	<p>*195-B Cancels 195-A</p>

- (1) Permit identification of all permit shipments. (See Item No. 210)
- (2) Any escort service furnished and the authority therefor. (See Item No. 210)

NOTE 1. -- When the governing tariff authorizes vehicle equipment rates to be assessed in the absence of a written agreement under particular circumstances, the particular circumstances relied upon by the carrier for the assessing of the vehicle equipment rates shall be shown on the document.

4. A copy of each freight bill and all underlying shipping documents, including shipping orders, manifests, agreements for transportation services, hand tags and weight certificates, shall be retained and preserved at a place in the State of California, subject to the Commission's inspection, for a period of not less than three years from the date of its issuance.

* Change)
Addition) Decision No. 60181

EFFECTIVE JULY 15, 1960

Issued by the Public Utilities Commission of the State of California,
San Francisco, California.

Correction No. 23

SECTION NO. 1 - RULES AND REGULATIONS (Continued)	Item No.
<p style="text-align: center;">QUOTATION AND ASSESSMENT OF RATES AND CHARGES</p> <p>Rates or accessorial charges shall not be quoted or assessed by carriers based upon a unit of measurement different from that in which the rates and charges are stated in tariffs subject to this Classification.</p> <p>Rates and charges shall be quoted, assessed, demanded and collected in the money of the United States of America. Compensation for transportation services in a form other than money is not authorized.</p>	200
<p style="text-align: center;">DEFINITIONS OF TECHNICAL TERMS USED IN TARIFFS SUBJECT TO THIS CLASSIFICATION (Items Nos. 210 and 215)</p> <p>(a) CARRIER'S EQUIPMENT means any motor truck or other self-propelled highway vehicle, trailer, semitrailer, dolly, or any combination of such highway vehicles, operated by the carrier.</p> <p>(b) COMMISSION means the Public Utilities Commission of the State of California.</p> <p>#(c) ESCORT SERVICE means the furnishing of pilot cars or vehicles by a carrier as may be required by any governmental agency to accompany a shipment for highway safety.</p> <p>(d) ESTABLISHED DEPOT means a freight terminal owned or leased and maintained by a carrier for the receipt and delivery of shipments.</p> <p>(e) INDEPENDENT-CONTRACTOR SUBHAULER means any carrier who renders service for a principal carrier, for a specified recompense, for a specified result, under the control of the principal as to the result of the work only and not as to the means by which such result is accomplished.</p> <p>#(f) PERMIT SHIPMENT means a shipment which because of its width, length, height, weight or size requires special authority from a governmental agency regulating the use of highways, roads or streets for the transportation of such shipment in whole or in part.</p> <p>(g) POINT OF DESTINATION means the precise location at which property is tendered for physical delivery into the custody of the consignee or his agent. All points within a single industrial plant or receiving area of one consignee shall be considered as one point of destination. An industrial plant or receiving area of one consignee shall include only contiguous property which shall not be deemed separate if intersected only by public street or thoroughfare.</p> <p>(h) POINT OF ORIGIN means the precise location at which property is physically delivered by the consignor or his agent into the custody of the carrier for transportation. All points within a single industrial plant or shipping area of one consignor shall be considered as one point of origin. An industrial plant or shipping area of one consignor shall include only contiguous property which shall not be deemed separate if intersected only by public street or thoroughfare.</p>	*210-A Cancels 210

(1) RATE includes charge and, also, the ratings, minimum weight, rules and regulations governing, and the accessorial charges applying in connection therewith.

(Continued in Item No. 215)

* Change)
Addition) Decision No. **60181**

EFFECTIVE JULY 15, 1960

Issued by the Public Utilities Commission of the State of California,
San Francisco, California.
Correction No. 24.