

Decision No. 60930

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of	)	
BIGGE DRAYAGE CO., a corporation, for	)	
authority to depart from minimum rates,	)	
rules and regulations applicable in con-	)	Application No. 42640
nection with certain transportation to	)	
be performed for RAYMOND CONCRETE PILE	)	
CO.	)	

OPINION AND ORDER

Applicant holds radial highway common carrier, highway contract carrier and city carrier permits. Decision No. 59068, dated September 29, 1959, in Application No. 41452, authorized Bigge Drayage Co., under Sections 3666 and 4015 of the Public Utilities Code, to perform certain transportation at hourly and mileage rates in lieu of the applicable minimum rates, generally, in cents per 100 pounds. The authority is limited to the transportation of pile-driving equipment, material and supplies between all points in California north of the southern boundaries of San Luis Obispo, Kings, Tulare and Inyo Counties for Raymond Concrete Pile Co. It is scheduled to expire October 31, 1960.

By this application, filed September 2, 1960, Bigge Drayage Co. seeks authority to continue the current basis of assessing rates.<sup>1</sup>

Applicant alleges that the conditions, except for increases in the cost of operation, which justified prior deviations from the minimum rates still exist; and that the proposed increase in these rates will serve to offset its higher operating cost.

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<sup>1</sup> Applicant proposes a basis of rates higher than those now authorized. However, no authority for the increases is required from this Commission inasmuch as applicant is a permitted carrier for which only minimum rates have been established. Authority to continue the use of the sought rates beyond October 31, 1960, is required, however, inasmuch as these rates are below the minimum rates otherwise applicable.

Applicant alleges that the proposed rates will yield a fair and adequate return for the transportation involved herein. A cost study submitted with the application indicates that, under the proposed rates, the operation may reasonably be expected to be profitable during the ensuing year.

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

In the circumstances, it appears, and the Commission finds, that the proposed rates and charges are reasonable and consistent with the public interest. A public hearing is not necessary. The application will be granted. However, as the conditions surrounding the transportation may change, the extension will be limited to one year, unless sooner canceled, changed or extended by order of the Commission.

By Decision No. 56955, dated July 8, 1958, in Application No. 37994 (Second Supplemental), applicant's radial highway common carrier permit was restricted to exclude the transportation of the same commodities between the same points as those here involved. This restriction was necessitated by the provision of Section 3542 of the Public Utilities Code. The code provision was amended in September 1959, obviating the need for the permit restriction. The restriction will be eliminated.

Therefore, good cause appearing,

IT IS ORDERED:

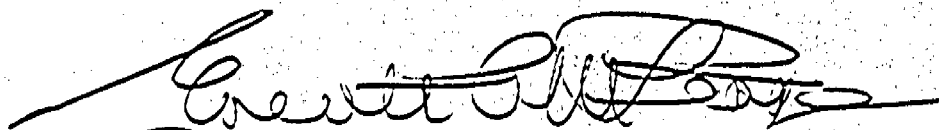
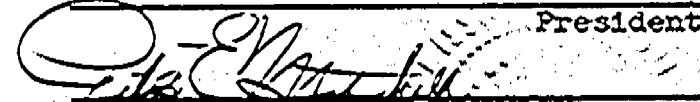

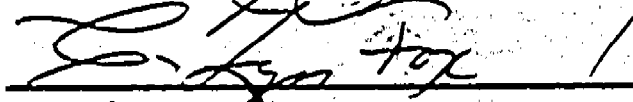
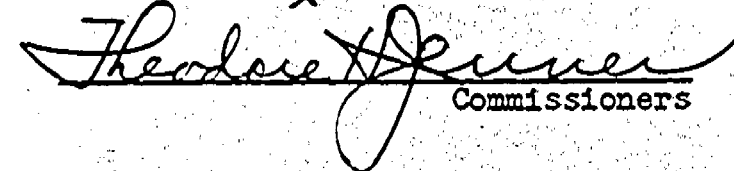
(1) That Bigge Drayage Co., a corporation, is hereby authorized to transport pile-driving equipment, material and supplies between all points in California north of the southern boundaries of the counties of San Luis Obispo, Kings, Tulare and Inyo for Raymond Concrete Pile Co. at rates and charges which differ from those established as minimum, but not less in volume and effect than, and corresponding in form to, those set forth in Appendix "A" attached hereto and by this reference made a part hereof.

(2) That the limitation placed against the radial highway common carrier permit of Bigge Drayage Co. by Decision No. 56955, dated July 8, 1958, in Application No. 37994 (Second Supplemental), which excluded the transportation thereunder of the same commodities between the same points as are involved herein, is hereby removed.

(3) That the authority herein granted shall expire October 31, 1961, unless sooner canceled, changed or extended by order of the Commission.

The effective date of this order shall be October 31, 1960.

Dated at San Francisco, California, this 18th day of October, 1960.

  
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President  
  
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\_\_\_\_\_  
Commissioners

- A. Rates to apply to transportation of Articles described in current WESTERN CLASSIFICATION under heading, "Contractor's Outfits," Items 73490 through 73500, inclusive. Also: Pile Shells, nested and un-nested, Reinforcing Steel, Steel H. Piles, Steel Sheet Piles, Concrete Piles, Pipe Piles, Wooden Piles, Pile Cut-offs for Raymond Concrete Pile Co. between all points in California north of the southern boundaries of San Luis Obispo, Kings, Tulare and Inyo Counties.
- B. These rates apply to transportation performed with 3-axle tractors and 2-axle 35 ft. flat bed semi-trailers.
- C. Rates for service performed between the hours of 8:00 A.M. and 4:30 P.M. Monday through Friday except on New Years, Washington's Birthday, Decoration Day, Fourth of July, Labor Day, Admission Day, Thanksgiving and Christmas:
- (1) \$9.80 per hour including driver only.
  - (2) In addition to the hourly charge provided in C(1) a charge of .32 per mile will be made for each mile the equipment is operated.
  - (3) The hourly charge shall include all time from dispatch of equipment until its return to terminal, except, that, time during which equipment is not in service by reason of breakdown and time during which the driver is not being compensated by the carrier shall be excluded.
  - (4) The mileage charge shall include all miles that the equipment is operated during the period from its dispatch until its return to carrier's terminal.
  - (5) All bridge tolls involved in movement to be paid by shipper in addition to hourly and mileage charges.
  - (6) Subsistence of driver at rate of \$10.00 per night to be paid by shipper in addition to all other charges for each night driver is absent from home terminal in service of shipper.
- D. Rates for service performed at times other than those specified in C:
- (1) \$12.30 per hour including driver only.
  - (2) All other charges shall be the same as specified in paragraph C.

(END OF APPENDIX "A")