

ORIGINAL

Decision No. 61229

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of:)
 RAY SCHNEYER TRANSPORTATION COMPANY,)
 a California Corporation, for)
 authority to deviate from minimum)
 rates pursuant to Section 3666 of)
 the Public Utilities Code, for the) Application No. 42806
 transportation of glass fruit jars)
 and equipment, glass packer jars,)
 glass bottles, jelly glasses, jar)
 tops, caps, discs or tops, and)
 rubber jar rings for Ball Brothers)
 Company, Inc.)

OPINION AND ORDER

Applicant holds radial highway common carrier, highway contract carrier and city carrier permits. By Decision No. 59376, dated December 15, 1959, in Application No. 41661, it was authorized to charge less than the minimum rates otherwise applicable for the transportation of glass bottles, jars, caps and related articles for Ball Brothers Company, Inc., to points in Los Angeles and Orange Counties within a 50-mile radius of the shipper's plant at El Monte. The authority allows the use of specified rates which are less than the rates in Minimum Rate Tariff No. 2. The authority is scheduled to expire December 27, 1960.

By this application, filed October 27, 1960, applicant seeks an extension of its current authority for a further one-year period. The application alleges that the conditions which prevailed at the time of the hearing on the original application to deviate from the minimum rates continue to exist; that the services performed for Ball Brothers Company, Inc., at the rates previously

¹ These authorized rates are subject to minimum charges not less than the charges which would accrue under the hourly rates in Minimum Rate Tariff No. 5.

authorized have been profitable; that applicant has been able to effect efficiencies in operations which have tended to equalize and offset inflationary influences upon applicant's costs; and that the previously authorized rates will be just, reasonable and compensatory for the ensuing year.

Financial statements submitted with the application indicate that applicant's operations have been profitable. The application shows that, on or about October 27, 1960, a copy thereof was served upon the California Trucking Associations, Inc. No objection to its being granted has been received.

In the circumstances, it appears, and the Commission finds, that the proposed rates are reasonable and justified by transportation conditions. A public hearing is not necessary. The application will be granted.

By Decision No. 57674, dated December 2, 1958, in Application No. 35738 (Fourth 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 Ray Schneyer Transportation Company is hereby authorized to transport glass bottles and jars, caps, covers, discs, tops, rubber jar rings and bottle carrying cartons for Ball Brothers Company, Inc., at less than the established minimum rates, but not

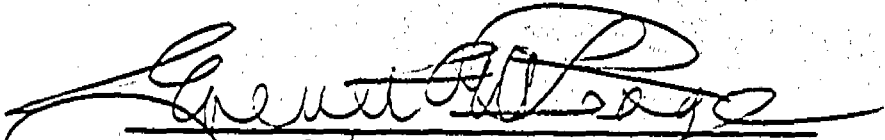
less than those set forth in, and subject to the conditions specified in Appendix "A" attached hereto and by this reference made a part hereof.

(2) That the limitation placed against the radial highway common carrier permit of Ray Schneyer Transportation Company by Decision No. 57674, dated December 2, 1958, in Application No. 35738 (Fourth Supplemental), which excluded 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 one year after the effective date of this order unless sooner canceled, changed or extended by order of the Commission.

The effective date of this order shall be December 27, 1960.


Dated at San Francisco, California, this 20th day of December, 1960.



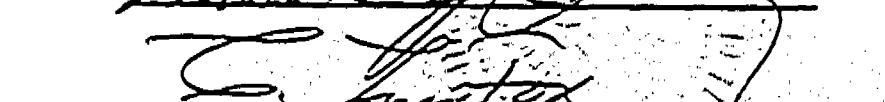
President



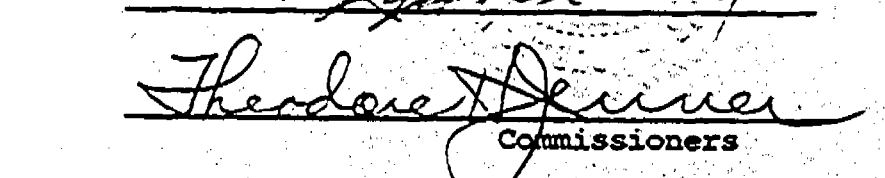
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Commissioners

APPLICATION OF RATES FOR TRANSPORTATION PERFORMED

By: RAY SCHNEYER TRANSPORTATION COMPANY

For: BALL BROTHERS COMPANY, INC.

1. COMMODITIES

The rates herein apply for the transportation of the following commodities on pallets and include the return of empty pallets:

- (a) Glass bottles or jars, with or without equipment, one gallon or less in capacity.
- (b) Caps, covers, discs, or tops (other than display) nested or not nested.
- (c) Rubber jar rings.
- (d) Bottle carrying cartons set up or folded flat in packages.

2. TERRITORY

Between the El Monte plant of Ball Brothers Company, Inc., and points in Los Angeles and Orange Counties within a radius of 50 constructive miles of El Monte, said mileage to be computed in accordance with the provisions of the Commission's Distance Table No. 4.

3. RATESMinimum Weight in Pounds

Miles Over	Not Over	<u>Minimum Weight in Pounds</u>					
		100	2,000	4,000	10,000 (See Note)	20,000 (See Note)	36,000 (See Note)
0	3	98½	56½	44	25½	13½	8
3	5	99½	58½	46½	25½	13½	8
5	10	100½	59½	47½	26½	16½	9½
10	15	101½	62½	50	28½	17½	10
15	20	102½	64	51	30	18½	10½
20	25	103½	67	52	32	20	11
25	30	104	70	53	33½	21	12
30	35	104	72	55½	34½	22½	12½
35	40	105	73	56½	35½	24	14
40	45	106	76	59	38	24½	15
45	50	107	77½	60	39	26	15

Note

The minimum weights subject to this note apply except as otherwise provided in connection with applicable carload ratings in Western Classification No. 75, Cal.P.U.C.-W.C. No. 3 of G. H. Dumas, Agent, and supplements thereto or reissues thereof when the provisions of such supplements or reissues have been approved by the Commission; in Pacific Southcoast Freight Bureau Exception Sheet No. 1-S, Cal.P.U.C. No. 193 of J. P. Haynes, Agent, and supplements thereto or reissues thereof when the provisions of such supplements have been approved by the Commission; or in Minimum Rate Tariff No. 2.

4. CONDITIONS

- (a) The charges assessed, and herein authorized shall in no event be less in total for the vehicles used in the transportation than the charges which would apply from application of the hourly rates named in Item No. 420 series of Minimum Rate Tariff No. 5 to the transportation performed. For the purposes of applying the hourly rates to said transportation, the hours shall be computed from the time that the carrier's equipment leaves the carrier's terminal at 4434 Sheila Street, Los Angeles, until it returns to said terminal except that no charge shall be made for the time that the equipment is held under load at carrier's terminal overnight, on Saturdays, on Sundays, and on legal holidays.
- (b) Ray Schneyer Transportation Company shall retain and preserve copies of its freight bills covering the transportation involved herein for a period of not less than three years from dates of issuance of said bills; each such copy of its freight bills shall have attached thereto (A) a statement of the charges computed under Minimum Rate Tariff No. 5 and (B) full information necessary to accurately determine the charges under said hourly rates.

(END OF APPENDIX "A")