

62007

**ORIGINAL**

Decision No. \_\_\_\_\_

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation into )  
the rates, rules and regulations, charges, )  
allowances and practices of all common )  
carriers, highway carriers and city car- )  
riers relating to the transportation of )  
any and all commodities between and within )  
all points and places in the State of )  
California (including, but not limited to, )  
transportation for which rates are pro- )  
vided in Minimum Rate Tariff No. 2). )

Case No. 5432  
Petition for  
Modification No. 216

SUPPLEMENTAL OPINION AND ORDER

Decision No. 61256, dated December 28, 1960, made various revisions in connection with the rates for the transportation of certain grocery items, canned goods and related articles. Among other things, this decision found that macaroni and cheese, in combined packages, should be included with other items in the group designated "Groceries and Grocers' Supplies" in Item No. 360 of Minimum Rate Tariff No. 2.

By this petition, filed March 20, 1961, Kraft Foods Division of National Dairy Products Corporation seeks the addition of spaghetti and noodles with dry or powdered sauce mix to the list of groceries in the tariff item.

Petitioner alleges that the items sought to be added are similar to macaroni and cheese in combined packages in that they all consist of a dry dough product with a package of cheese, cheese sauce or dry sauce mix included in the same carton. It asserts that all of the products here involved have similar transportation characteristics; that they are manufactured at the same facilities; that the proposed adjustment will make possible the application of one billing description to variations of these products; that these items are shipped in mixed shipments and that one description will simplify

billing and rating of shipments of these commodities.

On or about March 17, 1961, petitioner mailed a copy of the instant petition to the California Trucking Associations, Inc. That association, by letter dated March 23, 1961, advised the Commission that it has no objection to the granting of the proposal.

In the circumstances, it appears, and the Commission finds, that petitioner's proposal is reasonable. This is a matter in which a public hearing is not necessary. The petition will be granted.

Inherent in the petition is relief from the long- and short-haul provisions of Article XII, Section 21, of the Constitution of the State of California, and Section 460 of the Public Utilities Code, in order to permit the application of the sought rating to rates which are nonintermediate in application. For the reasons that departures from the above statutory provisions were authorized for the rates, like authority is justified for application of the exception rating. Such authority will be granted.

Therefore, good cause appearing,

IT IS ORDERED THAT:

1. Minimum Rate Tariff No. 2 (Appendix "D" to Decision No. 31606, as amended) is hereby further amended by incorporating therein, to become effective July 1, 1961, the revised pages attached hereto and by this reference made a part hereof, which pages are numbered as follows:

Twenty-sixth Revised Page 7  
Nineteenth Revised Page 9  
Twelfth Revised Page 38

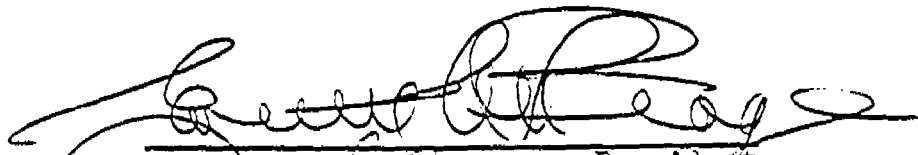
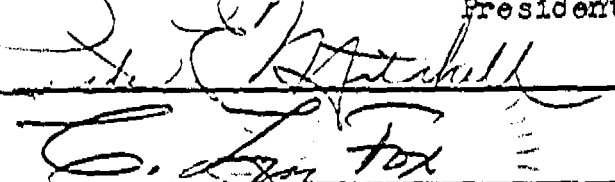


2. Tariff publications authorized to be made by common carriers as a result of the order herein may be filed not earlier than the effective date hereof, and may be made effective on not less than five days' notice to the Commission and to the public if filed not later than sixty days after the effective date of the tariff pages incorporated in this order.

3. Common carriers, in establishing and maintaining the exception rating authorized hereinabove, are hereby authorized to depart from the provisions of Article XII, Section 21, of the Constitution of the State of California, and Section 460 of the Public Utilities Code, to the extent necessary to adjust long- and short-haul departures now maintained under outstanding authorizations; such outstanding authorizations are hereby modified only to the extent necessary to comply with this order; and schedules containing the exception rating published under this authority shall make reference to the prior orders authorizing the long- and short-haul departures and to this order. ✓

4. In all other respects said Decision No. 31606, 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 16th day of May, 1961.

  
\_\_\_\_\_  
President  
  
\_\_\_\_\_  
E. L. Fox  
  
\_\_\_\_\_  
George T. Grover  
  
\_\_\_\_\_  
Frederick B. Hallock  
Commissioners

## INDEX OF COMMODITIES (Continued)

COMMODITY	Item Number	COMMODITY	Item Number
Lime, Chlorinated	730	Meal, Velvet Bean	652-654½
Liners	365	Meat, other than fresh	360
Liners, Polished Rod	365	Meat Substitutes	360
Lines, Measuring	365	Meats, cooked, cured or preserved	320, 345
Links	365	Meats, fresh	376
Lipsticks, medicated (chap sticks)	395	Mechanics' Tools (M)	365
Liquid, cigar or cigarette lighter (M)	377.5, 723-726	Medicines	395
Liquors, Malt	360	Middlings	652-654½
Liquors, Vinous	360	Military toilet kits	395
Lubricant, Grease Binder	377.5, 723-726	Milk (condensed, evaporated or sterilized) liquid	320
Lubricant, metal cutting, drawing or drilling (M)	377.5, 723-726	Milk and cocoa compound	375
Lumber	690, 700, 710	Milk, dried	345, 652-654½
Lye, Concentrated	730	Milk, Malted	360, 375
Macaroni (M)	652-654½	Milk Solids, dry	345
Macaroni, except canned	360	Milk, sour skim	652-654½
*Macaroni (prepared)	320, #360	Milk Food, other than liquid, other than malted milk	375
Macaroni and Cheese	360	Milo Maize	652-654½
Machines, Oil Well Pulling	365	Mince Meat	320
Machines, Rotary Drilling	365	Mix, Pizza Pie	345
Maize	652-654½	Mixtures, Mineral	652-654½
Malt	652-654½	Molasses	320, 652-654½
Malt, milk and cocoa compound	360, 375	Molasses, Blackstrap	652-654½
Malt Sprouts	652-654½	Molasses, Beet Sugar Final	652-654½
Malted milk	360, 375	Molasses, Corn Sugar Final, (Hydrol)	652-654½
Margarine (M)	315, 605	Mud Mixer Parts	365
Mash	652-654½	Mustard	360
Meal, Alfalfa	652-654½	Mustard (prepared)	320
Meal, Babassu Nut	652-654½	*Noodles (prepared)	320, #360
Meal, Bean Straw	652-654½	Noodles, except canned	360
Meal, Bone	652-654½	Noodles (M)	652-654½
Meal, Blood	652-654½	Nuts, edible, shelled	360
Meal, Clover	652-654½		
Meal, Clover, ground	652-654½	Oats	652-654½
Meal, Coconut	652-654½	Oats, rolled	652-654½
Meal, Copra	652-654½	Offal	652-654½
Meal, Corn Germ	652-654½	Offal, Wheat Cereal	652-654½
Meal, Corn Oil (M)	652-654½	Oil, cooking	320, 730
Meal, dried Fruit Seed	652-654½	Oil, Fish (M)	652-654½
Meal, Fish	652-654½	Oil, Olive	320
Meal, Flaxseed	652-654½	Oil, (other than medicinal) (M)	377.5, 723-726
Meal, Fruit pomace	652-654½	Oil, petroleum medicinal (M)	377.5, 723-726
Meal, Grass dehydrated	652-654½	Oil, Salad	320
Meal, Gluten	652-654½	Olives	320
Meal, (Grain)	652-654½	Onion Chips	320
Meal, Hemp Seed	652-654½	Onion Powdered	320
Meal, Hull or Shell, Nut	652-654½	Outfits, insect destroying (M)	377.5, 723-726
Meal, Kapok Seed	652-654½	Outfits, Oil, Water or Gas Well	365
Meal, Linseed	652-654½	Outfits, Wire Line Pumping	365
Meal, Meat	652-654½		
Meal, Mesquite (M)	652-654½		
Meal, Molasses	652-654½		
Meal, Oil Cake	652-654½		
Meal, Palm	652-654½		
Meal, Palm Kernel	652-654½		
Meal, Peanut	652-654½		

Meal, Perilla	652-654 <sup>1</sup> / <sub>2</sub>	Packers	365
Meal, Perilla Seed	652-654 <sup>1</sup> / <sub>2</sub>	Paint, asphaltic (M)	377.5, 723-726
Meal, Rape Seed	652-654 <sup>1</sup> / <sub>2</sub>	Paint, liquid (M)	377.5, 723-726
Meal, Rice	652-654 <sup>1</sup> / <sub>2</sub>	Paint, liquid or paste	377
Meal, Safflower Seed	652-654 <sup>1</sup> / <sub>2</sub>	Paper, abrasive	302
Meal, Sesame Seed	652-654 <sup>1</sup> / <sub>2</sub>	Paper, emery	302
Meal, Soya Bean	652-654 <sup>1</sup> / <sub>2</sub>	Parts, Boiler (M)	365
Meal, Sunflower Seed	652-654 <sup>1</sup> / <sub>2</sub>	Parts, Mud Mixer	360
Meal, Tomato Pomace	652-654 <sup>1</sup> / <sub>2</sub>	Paste, Alimentary	360
Meal, Tucum Nut	652-654 <sup>1</sup> / <sub>2</sub>	Paste, Confectioners'	360
Meal, Vegetable	652-654 <sup>1</sup> / <sub>2</sub>	Paste, Tomato	320
		Peanut Butter	320
		Peanut Spread	320

(M) Denotes articles on which application of rates is limited to mixed shipments.

\* Change )  
# Addition ) Decision No. 62007

EFFECTIVE JULY 1, 1961

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

Correction No. 1141

Cancels

INDEX OF COMMODITIES (Concluded)

COMMODITY	Item Number	COMMODITY	Item Number
Seed, Vetch	652-654½	Tank Steel (M)	365
Seed, Wild Mustard	652-654½	Tapioca	360
Seeds, dried fruit	652-654½	Tapioca	652-654½
Seeds, refuse or screening	652-654½	Tea	360
Semolina	652-654½	Temper Screws	365
Semolina and Grain Flour	652-654½	Templates, Box and Pin	365
Shakes	690,710	Thief Hole Covers	365
Shampoo	395	Ties, railroad	690,710
Shallu	652-654½	Timbers	690,700,710
Sheets	690,710	Toilet Preparations	395
Shellacs	377	Tongs, pipe	365
Shells (M)	652-654½	Tools, Drilling or Fishing	365
Shingles	690,710	Tools, Mechanics (M)	365
Shoes, Casing	365	Tooth Brushes	395
Shook, box or crate	690,710	Towers, Atmospheric Water Cooling (M)	365
Shortening	360	Traveling Toilet kits	395
Shorts	652-654½	Trucks, Steam Boiler (M)	365
Shrock Kaffir	652-654½	Tubes, Boiler	365
Skimmings	652-654½	Tubing, iron or steel, Plate or Sheet, Cast or Wrought	365
Slips	365	Tubs, Cooling	365
Smokestacks (M)	365		
Soap	730		
Soap, liquid	377.5,723-726,730	Underreamers	365
Soap, Powder	730		
Soda, Washing	730		
Solvent (M)	377.5,723-726	Valves (M)	365
Solvent, Drain pipe	730	Valves, Pump Working Barrel	365
Sorghum	652-654½	Varnish	377
Soups	320	Vegetable Oil Shortening	730
Spaghetti (M)	652-654½	Vegetables (not dehydrated, dried, evaporated nor fresh)	320
Spaghetti, except canned	360	Veneering	690,700,710
*Spaghetti (prepared)	320, #360	Vermicelli (M)	652-654½
Spaghetti and Cheese	345	Vermicelli, except canned	360
Spelt	652-654½	*Vermicelli (Prepared)	320, #360
Spices	360	Vinegar	320
Spiders	365		
Spreads, sandwich	320	Wagons, Casing or Bit	365
Sprouts, Malt	652-654½	Washing Powders	730
Spudding Shoes and Rings	365	Washing soda	730
Stain, wood (M)	377.5,723-726	Waste Cotton Gin	652-654½
Starch, liquid	730	Wax, automobile, boat, floor or furniture (M)	377.5,723-726
Steam Boiler Trucks(M)	365	Wedges	365
Steel, plate or sheet (M)	365	Welsh Rarebit	320
Stirrups, Disconnecting	365	Wheat	652-654½
Stout	310,360	Wheat, Egyptian	652-654½
Straw	355	Wheels,Band,Bull or Calf	365
Sugar	390,740,745,755		
Swabs	365		

Swivels, Hydraulic		Wheels, Grinding, alundum, corundum or emery	302
Rotary	365	Whey, condensed, dried or powdered	345, 652-654½
Syrup	320	Witch hazel extract	395
Syrup, Fruit	360	Wine	400
Syrup, Malt	360	Wire Rope (M)	365
		Wobblers	365
Table Sauces	320	Wood Preservatives (M)	377.5, 723-726
Tailings, rice mill	652-654½	Wrenches	365
Tankage, rendered, dry	652-654½		
Tanks, Iron or Steel (M)	365	Yeast	360
Tanks, oil and gas separating (M)	365	Yeast, residual or dried	652-654½

(M) Denotes articles on which application of rates is limited  
to mixed shipments.

\* Change }  
# Addition } Decision No. 62007

EFFECTIVE JULY 1, 1961

Issued by the Public Utilities Commission of the State of California,  
San Francisco, California.  
Correction No. 1142

Item No.	SECTION NO. 1 - RULES AND REGULATIONS OF GENERAL APPLICATION (Continued)	Class Rating
	EXCEPTIONS TO WESTERN CLASSIFICATION AND EXCEPTION SHEET (Continued)	
*360	<p>GROCERIES AND GROCERS' SUPPLIES, viz.:</p> <p>Bakery Goods, as described under that heading in the Western Classification,</p> <p>Beverages, or Beverage preparations, as described in Items Nos. 39480, 39490, 39491, 40295, 40296, 40310, 40410 and 40420 of the Western Classification,</p> <p>Candy or Confectionery, as described in Items Nos. 20110, 20111 and 20112 of the Western Classification,</p> <p>Cereal and Nuts combined (Meat Substitutes),</p> <p>Cereal Food Preparations, as described under that heading in the Western Classification (Subject to Notes 1 and 2),</p> <p>Chocolate,</p> <p>Chocolate Coating,</p> <p>Cocoa,</p> <p>Coffee,</p> <p>Coffee, extract of (condensed coffee), dry,</p> <p>Coffee Substitutes, Cereal, Fruit or Vegetables, including Chicory,</p> <p>Coloring, confectioners',</p> <p>Compounds, Food Curing, Preserving or Seasoning,</p> <p>Dessert Preparations, as described in Items Nos. 39760 and 39761 of the Western Classification,</p> <p>Eggs, Shelled (Egg Albumen, white or yolks), desiccated or frozen,</p> <p>Extracts or Flavoring Compounds, not otherwise indexed by name in the Western Classification,</p> <p>Fish, other than fresh or frozen,</p> <p>Fondant, candy (candy filler),</p> <p>Food, Infants' or Invalids' cereal, or Food, Prepared, not otherwise indexed by name in the Western Classification,</p> <p>Fruit, or Fruit Peel, candied, crystallized, glazed or stuffed,</p> <p>Fruit Juice Powders or Crystals, Citrus,</p> <p>Fruit Syrups,</p> <p>Gelatine,</p> <p>Glucose,</p> <p>Gum, Chewing,</p> <p>Honey,</p> <p>Horseradish,</p> <p>Lard, Lard Compounds or Lard Substitutes, as described in Items Nos. 33460 and 67840 of the Western Classification,</p> <p>Liquors, malt, viz.:</p> <p>Ale,</p> <p>Beer,</p> <p>Porter,</p> <p>Stout,</p> <p>Liquors, vinous,</p> <p>Macaroni, except Canned,</p> <p>*Macaroni, #6 Spaghetti, Noodles, Vermicelli, dry, not cooked, with cheese, meat, vegetables or other ingredients, in combined packages, in boxes,</p> <p>Malt Syrup,</p> <p>Meat, other than fresh,</p> <p>Milk, malted,</p> <p>Mustard,</p> <p>Noodles, except canned,</p> <p>Nuts, edible, shelled, plain, salted or sweetened,</p> <p>Paste, alimentary,</p> <p>Paste, confectioners' or icing,</p> <p>Popcorn, not popped,</p> <p>Popped Corn (subject to Notes 1 and 2),</p> <p>Potato Chips (subject to Notes 1 and 2),</p> <p>Powder, Baking or Yeast,</p> <p>Sago,</p> <p>Salads, Fish, Macaroni, Meat or Vegetable,</p> <p>Salt (subject to Note 1),</p> <p>Shortening,</p> <p>Spaghetti, except Canned,</p> <p>Spices,</p> <p>Tapioca,</p> <p>Tea,</p> <p>Vermicelli, except Canned,</p> <p>Yeast</p>	



Minimum Weight 20,000 pounds .....  
Minimum Weight 30,000 pounds .....

4  
5

NOTE 1. - Ratings shown apply only when commodities subject to this note are shipped in mixed shipment with one or more other commodities named in this item.

NOTE 2. - Ratings shown apply only when the weight of the commodities subject to this note does not exceed 5 percent of the total weight of the shipment.

\* Change       )  
# Addition     )   Decision No.   **62007**  
o Reduction   )

EFFECTIVE JULY 1, 1961

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