

ORIGINAL

Decision No. 65483

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 in the)
City and County of San Francisco, and)
the Counties of Alameda, Contra Costa,)
Lake, Marin, Mendocino, Monterey, Napa,)
San Benito, San Mateo, Santa Clara,)
Santa Cruz, Solano and Sonoma.)

Case No. 5441

SUPPLEMENTAL OPINION AND ORDER

By Decision No. 65482, entered today in Case No. 5432, et al., the Commission found that the tariff definition of "common carrier rate" in Minimum Rate Tariff No. 2 and twelve other minimum rate tariffs should be amended to embrace certain interstate or foreign rates of highway common carriers.

The aforesaid decision also found that, in order to avoid duplication of tariff distribution, City Carriers' Tariff No. 2-A-Highway Carriers' Tariff No. 1-A should be amended by separate order.

Good cause appearing,

IT IS ORDERED that:

1. City Carriers' Tariff No. 2-A-Highway Carriers' Tariff No. 1-A (Appendix "A" of Decision No. 41362, as amended) is hereby further amended by incorporating therein, to become effective July 20, 1963, Seventh Revised Page 11 attached hereto and by this reference made a part hereof.

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

3. In all other respects the aforesaid Decision No. 41362, as amended, shall remain in full force and effect.

This order shall become effective twenty days after the date hereof.

Dated at San Francisco, California, this 28th day of May, 1963.

~~Commissioner George G. Grover, being necessarily absent, did not participate in the disposition of this proceeding.~~

Robert L. Hatchell Acting President

Fredrick B. Holdhoff

William W. Bennett

~~Commissioner Everett C. McKeage, being necessarily absent, did not participate in the disposition of this proceeding.~~

Commissioners

Item No.	SECTION NO. 1 - RULES AND REGULATIONS
	<p style="text-align: center;">DEFINITION OF TECHNICAL TERMS (Items Nos. 10 and 11)</p> <p>(a) CITY DELIVERY or CITY DELIVERIES means transportation of property to retail stores or direct consumers of the property transported when the shipment originates within the territory covered by this tariff at other than a carrier's depot, dock, wharf, pier, or landing.</p> <p>(b) COMMISSION means the Public Utilities Commission of the State of California.</p> <p>§ (c) COMMON CARRIER RATE means any intrastate rate or rates of any common carrier or common carriers, as defined in the Public Utilities Act; lawfully on file with the Commission and in effect at time of shipment; also any interstate or foreign rate or rates of any common carrier or common carriers, as defined in the Public Utilities Act, applying between points in California and in effect at time of shipment and covering transportation exempt from rate regulation of the Interstate Commerce Commission under Section 203(b)(6) or Section 203(b)(8) of Part II of the Interstate Commerce Act.</p> <p>10 (d) CURRENT CLASSIFICATION means Western Classification No. 76 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.</p> <p>(e) 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>(f) INHAUL means the transportation of property received from another carrier at a depot, wharf, pier, or landing originating beyond the limits of the territory covered by this tariff and delivered at one address to the consignee shown on the bill of lading of the carrier from which the shipment is received, or the transportation of property from public warehouses when delivered to one wholesaler consignee at one address.</p> <p>(g) 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>(h) OUTHAUL means transportation of property in City Delivery and Shipping as defined herein.</p> <p>(i) 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>

(j) POINT OF DESTINATION means the precise location at which property is tendered for physical delivery into the custody of the consignee or his agent.

(k) 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.

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

(m) SAME TRANSPORTATION means transportation of the same kind and quantity of property between the same points and subject to the same limitations, conditions and privileges, but not necessarily in an identical type of equipment.

(Continued in Item No. 11)

Change, Decision No. 65483

EFFECTIVE JULY 20, 1963

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

Correction No. 298