

65880

ORIGINAL

Decision No. _____

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 any and all com-)
modities between and within all points)
and places in the State of California)
(including, but not limited to,)
transportation for which rates are)
provided in Minimum Rate Tariff No. 2).)

Case No. 5432
Petition for Modification
No. 308
(Filed August 1, 1963)

OPINION AND ORDER

By this petition, M. E. Brady, doing business as Brady & Brady Trucking, seeks the establishment of an exception rating in Minimum Rate Tariff No. 2 of Class E, subject to a minimum weight of 36,000 pounds, for the transportation of "wet tomato pulp or refuse." The proposed rating would apply in lieu of the Class C rating otherwise applicable.

Petitioner states that, for approximately six weeks during the annual tomato harvest and canning season, he transports wet tomato pulp and refuse on an around-the-clock basis from canneries located in the Sacramento area to a dehydrating plant in Clarksburg. The tomato harvest and canning season is expected to commence in late August.

According to the petition, wet tomato pulp or refuse is approximately 60 to 75 percent water. It is transported by petitioner in returnable steel bins, each of a capacity of 48 cubic feet.

Petitioner points out that the proposed Class E rating is the same as that provided in the governing classification for wet beet pulp. The petition states that the transportation characteristics of wet tomato pulp or refuse are substantially identical to those

of wet beet pulp. Petitioner avers that both commodities result from pressing at the processing plant or cannery; both contain substantial amounts of water; both products can be and generally are automatically loaded from the processing plant directly into shipping bins; both products are transported in large size watertight containers for economy of shipment and to prevent leakage on the highways; both products have similar physical characteristics; and both wet beet pulp and wet tomato pulp average in weight from 40 to 42 pounds per cubic foot.

The verified application shows that a copy thereof was served upon the California Trucking Association and the California Farm Bureau Federation on or about July 30, 1963. No objection to its being granted has been received.

In the circumstances, it appears, and the Commission finds, that petitioner's proposal is reasonable, and that the resulting minimum rates and charges will be just, reasonable and nondiscriminatory minimum rates and charges for the transportation herein involved. This is a matter in which a public hearing is not necessary. The petition will be granted. In consideration of the imminence of the tomato canning season for the current year, the reduced rating will be established at the earliest possible date.

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 September 1, 1963, Twenty-ninth Revised Page 8 and Twenty-third Revised Page 39, which revised pages are attached hereto and by this reference made a part hereof.

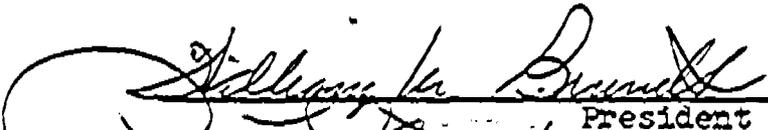
2. Tariff publications authorized to be made by common carriers as a result of the order herein may be made effective not earlier than the tenth day after the effective date of this order, and may be made effective on not less than ten days' notice to the Commission and to the public if filed not later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

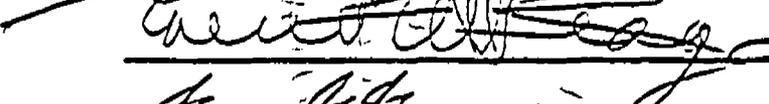
Dated at San Francisco, California, this 13th day of August, 1963.



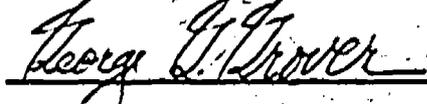
President



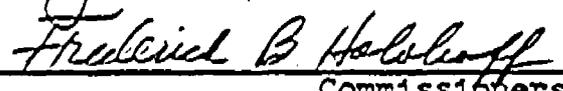
Commissioner



Commissioner



Commissioner



Commissioners

Cancels

and

INDEX OF COMMODITIES (Continued)

COMMODITY	Item Number	COMMODITY	Item Number
Peas, cow	652-654½	Rams, Bit	365
Peas, dried	652-654½	Ravioli (prepared)	320
Peas, split or whole(M)	652-654½	Red Dog	652-654½
Peat Moss	652-654½	Redwood Bark	652-654½
Pectin, Fruit or Vegetable	320	Reels, Measuring	365
Peel, Fruit, citrus dried, flaked or granulated	652-654½	Reels, Sand	365
Pellets, beet pulp, dry	652-654½	Refuse, Bean or Pea	652-654½
Perfumery	395	Refuse, Fruit, dried	652-654½
Permanent hair-waving sets	395	Refuse, Potato Pulp	652-654½
Peroxide, Hydrogen	385	*Refuse, Tomato, wet	379.5
Petroleum and Petroleum Products as described in Western Classification	377.5,723-726	Repellents, insect (M)	377.5,723-726
Petroleum Jelly	395	(1)*Residue, Saw Mill	382
Phosphate, Dicalcium	652-654½	Residuum, Distillery	
Pickles	320	Molasses, dry	652-654½
Pie Mix, Pizza	345	Residuum, Fish Oil	652-654½
Pie Preparations	320	Residuum, fruit or vegetable	652-654½
Pies, not baked, frozen	377.6	Rice-and-Milk	320
Piling	690,710	Rice, Brewers'	652-654½
Pimentos	320	Rice, Cleaned	652-654½
Pins, wooden	365	Rice, and other ingredients	345,360
Pipe, cast or wrought iron or steel	365	Rice, Paddy	652-654½
Pipe, cast iron pressure	378	Rig Irons	365
Pipe, cast iron soil	378	Rings and Wedges	365
Pipe, plate or sheet iron or steel	365	Rods, Polished or Valve	365
Pizza Pie Mix	345	Rods, Pull (M)	365
Plasterboard joint compound	378.2	Rods, Sucker	365
Plastics, Synthetic	378.5,379	Rope (M)	365
Plugs, Cementing	365	Rope, wire	365
Plugs, Dry Hole	365	Rose Water	395
Plywood	690,710	Running Gears, steam boiler (M)	365
Poles	690,710	Rye	652-654½
Polish, floor (M)	377.5,723-726	Saddles, Jack	365
Polish, furniture (M)	377.5,723-726	Sago	360
Polish, metal (M)	377.5,723-726	Sago (M)	652-654½
Polish, Rice	652-654½	Salad Dressing Preparations	360
Polish, vehicle (M)	377.5,723-726	Salads, Fish, Macaroni, Meat or Vegetable	360
Pomace, Fruit	652-654½	Salt	380
Pomace, Grape	652-654½	Salt (M)	360
Popcorn, not popped	360,652-654½	Sandpaper	302
Popped Corn (M)	360	Sand Reels	365
Porter	310,360	Sandwich Spreads	320,345
Posts	690,710	Sauce, pepper	320
Potatoes, cooked and powdered, other than frozen	360	Sauces, table	320
		Sausage	320

Potatoes, processed, cooked and powdered	320	Sausage casings	320
Potato Chips (M)	360	Savers, Oil	365
Pot Scourers (M)	360	(1)*Saw Mill Residue	382
Poultry Litter	652-654½	Schives, Flax, cut or ground	652-654½
Powder, Baking or Yeast	360	Scourings	652-654½
Powder, Icing	334½	Scrap, Fish	652-654½
Powder, Sachet or Toilet	395	Scraps, dried meat	652-654½
Powders, Citrus Fruit Juice	360	Screenings, Alfalfa Seed	652-654½
Power Pumps (M)	365	Screenings, Bean or Pea	652-654½
Powers, Pumping	365	Screenings, Flaxseed	652-654½
Preservatives, wood(M)	377.5, 723-726	Screenings, Grain, ground	652-654½
Protectors, Box and Pin	365	Screenings, Grain, unground	652-654½
Puddings	320	Screenings, Millet	652-654½
Pulleys, Tug	365	Screenings, Paddy Rice	652-654½
Pull Rod Blocks, wooden	365	Screenings, Pea	652-654½
Pulp, Beet	652-654½	Seed, Broom Corn	652-654½
Pulp, Dried Fruit	652-654½	Seed, Flaxseed	652-654½
Pulp, Fruit, citrus, dried, flaked or granulated	652-654½	Seed, Hemp	652-654½
Pulp, Fruit or Vegetable	320	Seed, Melilotus	652-654½
*Pulp, Tomato, wet	319.5	Seed, Millet	652-654½
Pummies	652-654½	Seed, Rape	652-654½
Pumps, Power (M)	365	Seed, Sesame	652-654½
Puree, Tomato	320	Seed, Sorghum	652-654½
		Seed, Sunflower	652-654½
		Seed, Sweet Clover	652-654½

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

(1) Effective September 14, 1963.

* Addition, Decision No. 65880

EFFECTIVE SEPTEMBER 1, 1963
(Except as Noted)

Issued by the Public Utilities Commission of the State of California,
San Francisco, California.
Correction No. 1335

SECTION NO. 1 - RULES AND REGULATIONS OF GENERAL APPLICATION SHEET (Continued)		
Item No.	EXCEPTIONS TO WESTERN CLASSIFICATION AND EXCEPTION SHEET (Continued)	Class Rating
*6 379.5	Pulp or Refuse from canneries, tomato, wet. Minimum weight 36,000 pounds	E
380	Salt, common, less carload	90% of 4
(1) *6 382	Saw Mill Residue consisting of a mixture of two or more of the following: bark, conifer, ground; sawdust; humus or forest humus; in bulk, in carloads, subject to Note 1. Minimum weight 34,000 pounds Minimum weight 40,000 pounds	C E
	Note 1: If more than one vehicle or combination of vehicles constituting a single unit of equipment is used for the transportation of a single shipment, each such vehicle or combination of vehicles shall be subject to the minimum weight applicable.	
385	Solutions of Hydrogen Peroxide containing less than 8% Hydrogen Peroxide by weight, value declared in writing by the shipper, or agreed upon in writing as the release value of the property, not exceeding 10 cents per pound. Less carload Carload: Minimum weight 30,000 pounds	3 4
390	Sugar, in packages. Less carload Carload: Minimum weight 30,000 pounds Minimum weight 40,000 pounds	90% of 4 B C
(1) Effective September 14, 1963		
* Addition) o Reduction) Decision No. 65550		
EFFECTIVE SEPTEMBER 1, 1963 (Except as Noted)		
Issued by the Public Utilities Commission of the State of California, San Francisco, California. Correction No. 1336		