

Decision No. 66000

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Consolidated Freightways)
Corporation of Delaware, a corporation,))
for authority to depart from the rates,))
rules and regulations of Minimum Rate))
Tariff No. 15 under the provisions of))
Section 3666 of the Public Utilities))
Code.))

Application No. 45464
(Filed May 23, 1963)

OPINION AND ORDER

By Decision No. 63929 dated July 10, 1962, in Application No. 44465, applicant was authorized to assess charges based upon the vehicle unit rates named in Item No. 430 of Minimum Rate Tariff No. 5 for the transportation of certain commodities throughout a broader area than was provided by that tariff.¹ The authority is scheduled to expire with September 12, 1963.

Effective May 1, 1963, the weekly and monthly unit rates in Item No. 430 of Minimum Rate Tariff No. 5 were superseded by the vehicle unit rates named in Minimum Rate Tariff No. 15. By this application, authority is sought to continue the minimum rate deviation beyond the current expiration date, and to base the authorized rates on the vehicle unit rates set forth in Minimum Rate Tariff No. 15.²

¹ Applicant holds radial highway common carrier, highway contract carrier and city carrier permits. It also holds certificates to operate as a highway common carrier and as a petroleum irregular route carrier between points not involved in this proceeding.

² Under Minimum Rate Tariff No. 5, the vehicle unit rates were restricted to Los Angeles and Orange Counties. Under Minimum Rate Tariff No. 15, they are restricted to a radius of 125 air miles from the base of operations. The service involved in the instant application is between Vernon and points within various southern California counties as hereinafter specified.

Applicant states that the conditions surrounding the transportation in question which justified deviation from the minimum rates generally still obtain; that the shipper has requested that the present deviation be continued; and that applicant's experience over the past years has proved the rates assessed under said deviation to be fully compensatory.

The application shows that a copy thereof was served on California Trucking Association on or about May 21, 1963. No objection to its being granted has been received.

The rate deviation herein involved consists only of the application throughout a broader area of vehicle unit rates which the Commission has established as minimum for service performed within a radius of 125 air miles from the base of operations. Applicant and its predecessor have been authorized to maintain essentially the same form of rate deviation throughout the same area for approximately 14 years.

In the circumstances, it appears, and the Commission finds, that the proposed rates are reasonable for the transportation involved. A public hearing is not necessary. The application will be granted. However, as the conditions surrounding the transportation herein involved may change at any time, the authority will be made to expire at the end of one year.

In view of the expiration date of the current authority, the order which follows will be made effective on September 12, 1963.

Good cause appearing,

IT IS ORDERED that:

1. Consolidated Freightways Corporation of Delaware, a corporation, is hereby authorized to transport, for United States

Steel Supply Company, aluminum, iron or steel articles, viz.: bars, plates, sheets, strips, structural shapes, tubing, iron or steel wire and wire rope, aluminum roofing accessories, hardware and machinery, at rates and charges no lower than those set forth in Minimum Rate Tariff No. 15, between United States Steel Supply Company's warehouse located at 2087 East Slauson Avenue in the City of Vernon and points within the Counties of Imperial, Kern, Los Angeles, Orange, Riverside, San Bernardino, San Diego, San Luis Obispo, Santa Barbara and Ventura.

2. The authority granted herein shall, on and after September 12, 1963, supersede the authority granted by Decision No. 63929 and shall expire with September 12, 1964.

The effective date of this order shall be September 12, 1963.

Dated at San Francisco, California, this 16th day of September, 1963.

Hallam W. Bennett
President
Robert J. Mitchell
Robert C. W. Rogers
George G. Grover
Frederic B. Halchoff
Commissioners