

Decision No. 66281

ORIGINAL

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 commodities 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

SUPPLEMENTAL OPINION AND ORDER

By Decision No. 66280, entered today in Case No. 5440, et al., the Commission found, among other things, that cement contract carriers, as defined in the Highway Carriers' Act, should be required to observe the minimum rates, rules and regulations set forth in Minimum Rate Tariff No. 2 for the transportation of cement. The aforesaid decision also found that, in order to avoid duplication of tariff distribution, this tariff should be amended by a separate order.

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 December 30, 1963, Supplement No. 63, Eighth Revised Title Page, Twenty-second Revised Page 11 and Sixth Revised Page 12-A, attached hereto and by this reference made a part hereof.

2. The rates, charges, rules and regulations set forth in the aforesaid Minimum Rate Tariff No. 2, as so amended, are hereby established as the just, reasonable and nondiscriminatory minimum rates and charges to be assessed, charged and collected, and the rules and regulations to be observed by all cement contract

carriers as defined in the Highway Carriers' Act for the transportation of cement between the points for which rates are provided in said tariff.

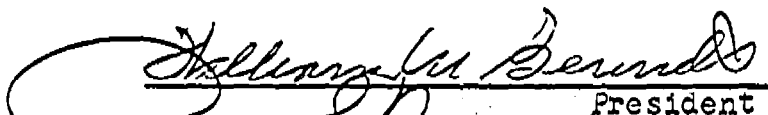
3. Said rates, charges, rules and regulations are hereby established as the minimum reasonable and sufficient rates and charges to be published, assessed, charged, collected and observed by all cement carriers as defined in the Public Utilities Act for the transportation of cement between the points for which rates are provided in said tariff.

4. Ordering Paragraphs Nos. 4, 6, 7, 11 and 13 of Decision No. 31606, as amended, are hereby further amended to include cement contract carriers as defined in the Highway Carriers' Act.


5. In all other respects the aforesaid Decision No. 31606, as amended, shall remain in full force and effect.

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

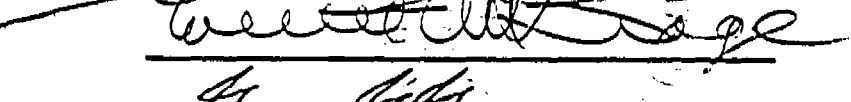
Dated at San Francisco, California, this 5th day of November, 1963.



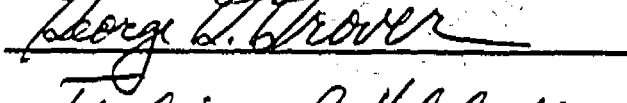
President



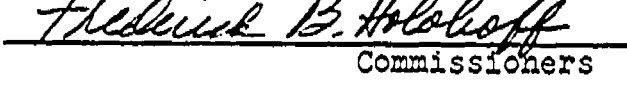
Commissioner



Commissioner



Commissioner



Commissioners

SUPPLEMENT NO. 63

(Cancels Supplements Nos. 60 and 62)

(Supplement No. 63 Contains All Changes)

TO

MINIMUM RATE TARIFF NO. 2

NAMING

MINIMUM RATES, RULES AND REGULATIONS

FOR THE

TRANSPORTATION OF PROPERTY OVER THE

PUBLIC HIGHWAYS WITHIN THE

STATE OF CALIFORNIA

BY

RADIAL HIGHWAY COMMON CARRIERS

HIGHWAY CONTRACT CARRIERS

*CEMENT CONTRACT CARRIERS

AND

HOUSEHOLD GOODS CARRIERS

APPLICATION OF SURCHARGES
(See Page 2 of This Supplement)

* Addition, Decision No.

66281

EFFECTIVE DECEMBER 30, 1963

Issued by the
PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA
State Building, Civic Center
San Francisco, California

APPLICATION OF SURCHARGES

1. The surcharges herein provided apply only to shipments, or component parts of split pickup shipments or split delivery shipments, having point of origin, point of destination, or point of origin and point of destination within the CENTRAL COASTAL TERRITORY as described in Item No. 270.

2. The surcharges herein provided apply only in connection with rates and charges named in Sections Nos. 2 and 3, small shipment service charges provided in Item No. 149 and minimum charges provided in Item No. 150 of this tariff.

3. The surcharges herein provided will not apply in connection with the following:

- (a) Shipments of the commodities described in Item No. 355 when transported at rates subject to minimum weights of 20,000 pounds or more.
- (b) Shipments of the commodities described in Items Nos. 652, 652½, 652-¾ and 653 when transported at rates subject to minimum weights of 10,000 pounds or more.
- (c) Shipments transported under the rates set forth in Items Nos. 690, 720 and 745 of this tariff.
- (d) The intermediate application of rates which make reference to Items Nos. 900 or 900-1 of this tariff when neither point of origin nor point of destination is within CENTRAL COASTAL TERRITORY.

4. The surcharges herein provided shall be in addition to all other surcharges provided by this tariff.

5. Compute the amount of charges in accordance with the rates named in this tariff (including any surcharges otherwise applicable) and increase the amount so computed by the amounts set forth in Surcharge Table "A" or "B" as follows:

(a) SURCHARGE TABLE "A"

(Applies only in connection with shipments other than split pickup shipments or split delivery shipments.)

Weight of Shipment (Pounds)		Surcharge in Cents per Shipment	
Over	But Not Over	Column 1	Column 2
0	100	15	30
100	500	20	40
500	1,000	35	70
1,000	2,000	50	100
2,000	4,000	70	140
4,000	10,000	100	200
10,000	20,000	130	260
20,000	30,000	160	320
30,000	50,000	225	450
For each additional 10,000 pounds, or fraction thereof, add an additional charge of		50	100

Column 1 Surcharges: Apply when point of origin or point of destination is located within the CENTRAL COASTAL TERRITORY.

Column 2 Surcharges: Apply when both point of origin and point of destination are located within the CENTRAL COASTAL TERRITORY.

(b)

SURCHARGE TABLE "B"

(Applies only in connection with split pickup shipments or split delivery shipments)

Weight of Shipment or Component Part Thereof (Pounds)		Surchage in Cents Per Shipment or Per Component Part Thereof
<u>Over</u>	<u>But Not Over</u>	
0	100	15
100	500	20
500	1,000	35
1,000	2,000	50
2,000	4,000	70
4,000	10,000	100
10,000	20,000	130
20,000	30,000	160
30,000	50,000	225

For each additional 10,000 pounds, or frac-
tion thereof, add an additional charge of 50

(1) When the point of origin of any component part of a split pickup shipment or the point of destination of any component part of a split delivery shipment is within the CENTRAL COASTAL TERRITORY, apply Surcharge Table "B" to the actual weight of each such component part; and

(2) When the point of destination of a split pickup shipment or the point of origin of a split delivery shipment is within the CENTRAL COASTAL TERRITORY, apply Surcharge Table "B" to the total weight of the shipment.

THE END

MINIMUM RATE TARIFF NO. 2
(Formerly Highway Carriers' Tariff No. 2)

NAMING
MINIMUM RATES, RULES AND REGULATIONS
FOR THE
TRANSPORTATION OF PROPERTY OVER THE
PUBLIC HIGHWAYS WITHIN THE
STATE OF CALIFORNIA
BY
RADIAL HIGHWAY COMMON CARRIERS
HIGHWAY CONTRACT CARRIERS
*CEMENT CONTRACT CARRIERS
AND
HOUSEHOLD GOODS CARRIERS

Important Notice

Reference in this or other tariffs to Highway Carriers' Tariff No. 2 shall be construed as referring to Minimum Rate Tariff No. 2.

The original tariff contains rates, rules and regulations established in Decision No. 31606 in Case No. 4246. Changes contained in subsequent orders will be made by reissuing the pages on which the changes occur or by issuing supplements showing the corrected items.

Governed by the Governing Classification and Exception Ratings Tariff, as described in Item No. 10, to the extent shown herein.

66281

* Addition, Decision No.

EFFECTIVE DECEMBER 30, 1963
(original Tariff Effective August 7, 1939)

Correction No. 1388

Issued by the
PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA
State Building, Civic Center
San Francisco, California

Item
No.

SECTION NO. 1 - RULES AND REGULATIONS OF
GENERAL APPLICATION

DEFINITION OF TECHNICAL TERMS
(Items Nos. 10 and 11)

ARMORED CAR means any motor truck and/or other highway vehicle which has been armored with bullet resistant metal and/or bullet proof glass, and which is manned by an armed crew.

ØCARRIER means a radial highway common carrier, a highway contract carrier or a *cement contract carrier as defined in the Highway Carriers' Act, or a household goods carrier as defined in the Household Goods Carriers' Act.

CARRIER'S EQUIPMENT means any motor truck or other self-propelled highway vehicle, trailer, semi-trailer, or any combination of such highway vehicles operated as a single unit.

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; any interstate or foreign rate or rates of any common carrier railroad or railroads applying between points in California by an interstate or foreign route, lawfully 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.

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CONSIGNOR means the person, firm or corporation shown on the shipping document as the shipper of the property received by the carrier for transportation.

DISTANCE TABLE means Distance Table No. 4, amendments thereto or reissues thereof.

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.

ESTABLISHED DEPOT means a freight terminal owned or leased and maintained by a carrier for the receipt and delivery of shipments.

EXCEPTION RATINGS TARIFF means Exception Ratings Tariff No. 1 and supplements thereto or reissues thereof issued by the Commission.

EXCEPTION SHEET means Exception Ratings Tariff No. 1 and supplements thereto or reissues thereof issued by the Commission.

GOVERNING CLASSIFICATION means National Motor Freight Classification A-7 and supplements thereto or reissues thereof.

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.

MULTIPLE LOT SHIPMENT means a shipment transported in accordance with the provisions of Items Nos. 85 or 86.

PALLETIZED SHIPMENT means a shipment tendered to and transported by the carrier on pallets (elevating-truck pallets or platforms or lift-truck skids, with or without standing sides or ends, but without tops).

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.

PICKUP AND DELIVERY CHARGE means the full charge applicable without the deduction authorized by Item No. 110.

POINT OF DESTINATION means the precise location at which property is tendered for physical delivery into the custody of the consignee or his agent. All points within a single industrial plant or receiving area of one consignee shall be considered as one point of destination. An industrial plant or receiving area of one consignee shall include only contiguous property which shall not be deemed separate if intersected only by public street or thoroughfare.

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. All points within a single industrial plant or shipping area of one consignor shall be considered as one point of origin. An industrial plant or shipping area of one consignor shall include only contiguous property which shall not be deemed separate if intersected only by public street or thoroughfare.

(Continued in Item No. 11)

/ Change)
* Addition) Decision No.

66281

EFFECTIVE DECEMBER 30, 1963

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

Correction No. 1389

Item No.	SECTION NO. 1 - RULES AND REGULATIONS OF GENERAL APPLICATION (Continued)
<p>§20</p>	<p style="text-align: center;">APPLICATION OF TARIFF - CARRIERS</p> <p>§ Rates provided in this tariff are minimum rates established pursuant to the Highway Carriers' Act and the Household Goods Carriers' Act and apply for transportation of property by radial highway common carriers, highway contract carriers, *cement contract carriers and household goods carriers as defined in said Acts.</p> <p>When property in continuous through movement is transported by two or more such carriers, the rates (including minimum charges) provided herein shall be the minimum rates for the combined transportation.</p> <p>Rates, rules and regulations named in this tariff shall not apply to transportation by independent-contractor subhaulers when such transportation is performed for other carriers defined in this tariff or for common carriers defined in the Public Utilities Act.</p>
<p>§ Change) * Addition)</p>	<p>Decision No. 66281</p>
EFFECTIVE DECEMBER 30, 1963	
<p>Issued by the Public Utilities Commission of the State of California, San Francisco, California.</p> <p>Correction No. 1390</p>	