

66282

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 car-)
 riers 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. 15 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. 15 (Appendix D to Decision No. 65072, as amended) is hereby further amended by incorporating therein, to become effective December 30, 1963, First Revised Title Page, Second Revised Page 4 and First Revised Page 5, 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. 15, 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 Paragraph No. 2 of Decision No. 65072, as amended, is hereby amended to include cement contract carriers as defined in the Highway Carriers' Act.

5. In all other respects the aforesaid Decision No. 65072, 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.

Adelberto L. Bernal
President
George E. Mitchell
Walter W. Page
George H. Hoover
Friedrich B. Holoboff
Commissioners

First Revised Title Page
Cancels
Original Title Page

MINIMUM RATE TARIFF NO. 15

NAMING

MINIMUM YEARLY, MONTHLY AND WEEKLY VEHICLE UNIT

RATES, RULES AND REGULATIONS

FOR THE

TRANSPORTATION OF PROPERTY OVER THE

PUBLIC HIGHWAYS WITHIN THE

STATE OF CALIFORNIA

BY

CITY CARRIERS

RADIAL HIGHWAY COMMON CARRIERS

HIGHWAY CONTRACT CARRIERS

AND

*CEMENT CONTRACT CARRIERS

The original tariff contains rates, rules and regulations established in Decision No. 65072 in Cases Nos. 5432, 5435, 5439, 5441 and 5603. Changes will be made by issuing revised or added pages or by issuing supplements.

* Addition, Decision No. 66282

EFFECTIVE DECEMBER 30, 1963
(Original Tariff Effective May 1, 1963)

Correction No. 19

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

SECTION NO. 1 - RULES AND REGULATIONS	Item No.
<p style="text-align: center;">DEFINITION OF TECHNICAL TERMS</p> <p>(a) AIR MILE means a statute mile measured in a straight line without regard to terrain features or differences in elevation.</p> <p>(b) BASE OF OPERATIONS means the single point described in the written agreement which shall be a point at which the shipper will regularly tender freight to the carrier or will regularly receive freight from the carrier.</p> <p>(c) CARRIER means a radial highway common carrier, a highway contract carrier or a *cement contract carrier as defined in the Highway Carriers' Act, or a carrier as defined in the City Carriers' Act.</p> <p>(d) 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.</p> <p>(e) CHILLED TEMPERATURE CONTROL SERVICE means the service of providing protection against heat and maintaining the commodity at a temperature higher than 32 degrees Fahrenheit.</p> <p>(f) 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>(g) FROZEN TEMPERATURE CONTROL SERVICE means the service of providing protection against heat and maintaining the commodity at a temperature of 32 degrees Fahrenheit or lower.</p> <p>(h) HOLIDAYS referred to in this tariff mean New Year's Day, Washington's Birthday, Memorial Day, Fourth of July, Labor Day, Admission Day(1), Thanksgiving Day, December 24(2) and Christmas Day.</p> <p>(1) Applicable only in connection with Rate Bases "A" and "C" rates.</p> <p>(2) Applicable only in connection with Rate Bases "B" and "D" rates.</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> <p>(j) RATE includes charge and also rules and regulations governing and the accessorial charges applying in connection therewith.</p> <p>(k) TEMPERATURE CONTROL SERVICE means the protection from heat by the use of ice (either water or solidified carbon dioxide), by mechanical refrigeration or by release of liquefied gases.</p>	<p style="text-align: center;">10</p>

φ Change)
* Addition) Decision No.

66282

EFFECTIVE . DECEMBER 30, 1963

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

Correction No. 20

SECTION NO. 1 - RULES AND REGULATIONS (Continued)	Item No.
<p style="text-align: center;">APPLICATION OF TARIFF - CARRIERS</p> <p>Rates provided in this tariff are minimum rates, established pursuant to the City Carriers' Act and the Highway Carriers' Act, and apply for transportation of property by carriers as defined in said City Carriers' Act and radial highway common carriers, highway contract carriers and *cement contract carriers as defined in the Highway Carriers' Act.</p>	20
<p style="text-align: center;">APPLICATION OF TARIFF - TERRITORIAL</p> <p>This tariff applies between all points within the State of California.</p>	30
<p style="text-align: center;">APPLICATION OF TARIFF - COMMODITIES</p> <p>This tariff applies for the transportation of all commodities except those for which rates are provided in Minimum Rate Tariffs Nos. 3-A, 4-A, 6, 7, 8, 10, 12 and 13.</p>	40
<p style="text-align: center;">APPLICATION OF RATES (Items Nos. 50 and 51)</p> <p>(a) This tariff applies only when, prior to the transportation of the property, the shipper enters into a written agreement with the carrier as provided in Items Nos. 90 and 91 and only when the property is transported by one carrier for one shipper. When such agreement is executed, rates otherwise provided in the Commission's Minimum Rate Tariffs will not apply.</p> <p>(b) The rates shall be governed by the Rate Bases as described in Item No. 60.</p> <p>(c) The rates herein, except those contained in Section No. 4, Weekly Vehicle Unit Rates, are limited to service performed within a radius of 125 air miles from the base of operations designated in the written agreement provisions of Items Nos. 90 and 91.</p> <p>(d) The base yearly, monthly and weekly rates as set forth in Items Nos. 200 through 411 apply as follows:</p> <ol style="list-style-type: none">1) The yearly rates in Items Nos. 200, 210 and 211 apply when the shipper enters into a written agreement with the carrier for a period of one year or more. The rates set forth are one-twelfth of the annual charge. The rates do not include service performed on Saturdays, Sundays or Holidays. For service performed on these days the additional charges provided in Item No. 520 are applicable.	50

- 2) The monthly rates in Items Nos. 300, 310 and 311 will apply for periods of 30 consecutive days. The rates do not include service performed on Saturdays, Sundays or Holidays. For service performed on these days the additional charges provided in Item No. 520 are applicable.
- 3) The weekly rates in Items Nos. 400, 410 and 411 will apply for a period of 5 consecutive days excluding Saturdays, Sundays or Holidays. The daily rates for Saturdays, Sundays and Holidays as set forth in Item No. 520 may be combined with the weekly rates when the days of service are continuous.

(Continued in Item No. 51)

/ Change * Addition	}	Decision No.	66282
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EFFECTIVE DECEMBER 30, 1963

Issued by the Public Utilities Commission of the State of California,
 San Francisco, California.
 Correction No. 21