

Decision No. 66421

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of H.A. ROCHLITZ and E.J.)
ROCHLITZ, co-partners doing) Application No. 45893
business as H.A. & E.J. ROCHLITZ) (Filed October 23, 1963)
TRUCKING, for authority to depart)
from the provisions of Minimum)
Rate Tariff No. 2.)

OPINION AND ORDER

Applicants hold permits to operate as a radial highway common carrier and as a highway contract carrier. By Decision No. 64547 dated November 20, 1962, in Application No. 44911, applicants were authorized (1) to use an estimated weight of 3.04 pounds per board foot in lieu of securing actual weights of shipments of lumber transported from Hoopa to Arcata; and (2) to transport lumber between the shipper's two plants located in the vicinity of Arcata at a rate less than the minimum rate but not less than 2.17 cents per 100 pounds, minimum weight 44,000 pounds, and to assess charges based on an estimated weight of 3.5 pounds per board foot in lieu of securing the actual weight. The authorities were granted with an expiration date of November 30, 1963. Applicants now seek authority to continue these deviations from the minimum rates for a further one-year period.

Applicants allege that the facts and conditions set forth in prior applications relating to the rate deviations in question remain unchanged. Applicants state that the threat of proprietary trucking still exists, and there has been no change in the method of hauling, the type of equipment employed, or the cost experienced in relation thereto.

With respect to the Hoopa-to-Arcata movement, applicants allege that the weighing of the loads would require their trucks to travel an additional twenty miles per load to public scales, thus entailing heavy expenses due to the additional mileage traversed and standby time incurred at the scales; and that, based on prior experience, the estimated weight of 3.04 pounds per board foot now used is accurate and does not need to be modified. As to the Arcata movement, it is alleged that there are no public scales available near the route of travel; the costs of transporting lumber between the two plants at Arcata remain unchanged; and they have found this transportation to be profitable.

The application shows that copies thereof were served on competing carriers and the California Trucking Association. No objection to its being granted has been received.

In the circumstances, it appears, and the Commission finds, that applicants' proposals to use estimated weights in lieu of actual weights and to charge a rate less than the minimum rate are reasonable. A public hearing is not necessary. The application will be granted. In view of the expiration date of the prior authorities, the order which follows will be made effective on the date hereof.

Good cause appearing,

IT IS ORDERED that:

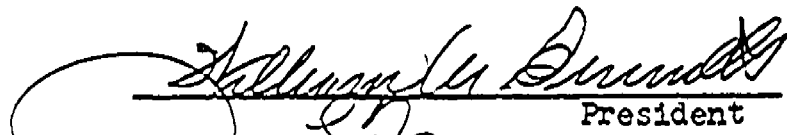
1. H.A. Rochlitz and E.J. Rochlitz are hereby authorized, in lieu of securing actual weights of shipments of planed, dry and green fir lumber transported from Hoopa to Arcata, to use an estimated weight of 3.04 pounds per board foot.

2. Applicants are also hereby authorized to transport lumber from Plant No. 1 of Van Vleet Wood Products to Plant No. 3 of that company, both plants being located in the vicinity of Arcata, at a rate less than the established minimum rate but not less than 2.17 cents per 100 pounds, minimum weight 44,000 pounds, and to assess charges for this transportation on the basis of an estimated weight of 3.5 pounds per board foot in lieu of securing actual weights.

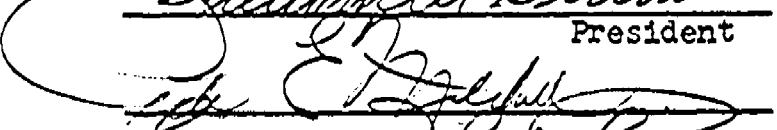
3. The authorities herein granted shall expire with December 3, 1964.

The effective date of this order shall be the date hereof.

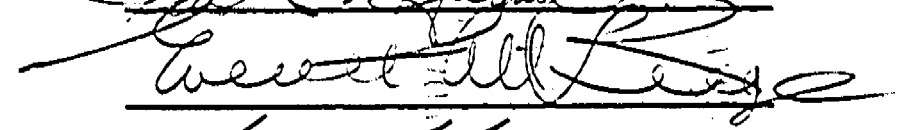
Dated at San Francisco, California, this 3rd day of December, 1963.



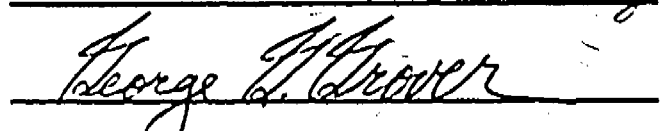
President



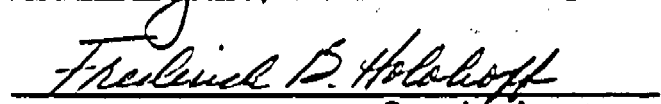
Robert E. DeLoach



W. Mark Felt



George A. Crowder



Commissioners