

ORIGINAL

Decision No. 66584

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
BIGGE DRAYAGE CO., a corporation,)	
for authority to depart from the)	
rates, rules and regulations of)	Application No. 45966
Highway Carriers Tariff No. 2 under)	(Filed November 18, 1963)
the provisions of the Highway)	
Carriers Act.)	

INTERIM OPINION AND ORDER

Applicant holds radial highway common carrier, highway contract carrier and city carrier permits. By Decision No. 64606, dated December 4, 1962, in Application No. 44851, it was authorized, under Section 3666 of the Public Utilities Code, to quote rates and assess charges on the basis of units of measurement differing from those in which the minimum rates are stated. This authority does not allow applicant to observe lower rates and charges than those established as minima, but permits it to deviate from the requirement that the same units of measurement be used. The authority is scheduled to expire with January 28, 1964. By this application, permission is sought to continue that authority to and including January 28, 1965.

Applicant represents that the requirements initially prompting the filing of the initial application have continued to exist; that a substantial portion of its operations is of a highly specialized nature conducted under conditions substantially different from those for which the minimum rates, rules and regulations are designed; and that the transportation in question is of such a

nature that shippers require billing to be on hourly or other bases differing from those provided by the minimum rates. The application states that to the best of applicant's knowledge and belief these conditions will continue in the foreseeable future.

The application shows that a copy thereof was served on the California Trucking Association on or about November 15, 1963. No objection to its being granted has been received.

The rate deviation herein involved was first authorized for a one-year period by Decision No. 46441, dated January 8, 1952, in Application No. 32980, and has been extended from year to year. The application now will be set for public hearing. Meanwhile, pending receipt of further evidence from the applicant and any other interested parties, the applicant will be authorized to quote and assess rates on the sought basis until March 24, 1964.

Subject to further review upon consideration of additional evidence which may be adduced at a public hearing to be scheduled in this proceeding, it appears, and the Commission finds, that the proposed deviation is reasonable.

Good cause appearing,

IT IS ORDERED that:

1. Bigge Drayage Co. is hereby authorized to quote or assess rates or accessorial charges based upon a unit of measurement different from that in which the minimum rates and charges in Minimum Rate Tariff No. 2 are stated.

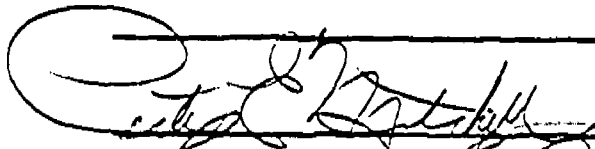
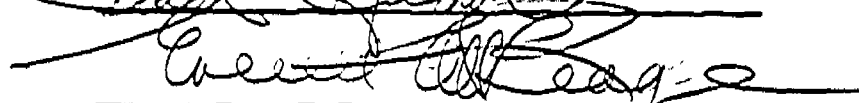


2. Bigge Drayage Co. shall retain and preserve copies of its freight bills, subject to the Commission's inspection, for a period of not less than three years from the dates of issuance thereof; and that each such copy of its freight bills shall have attached thereto a statement of the charges which would have been assessed if

the minimum rates had been applied and the full information necessary for accurate determination of the charges under the minimum rates.

3. The authority herein granted shall, on and after January 28, 1964, supersede the authority granted by Decision No. 64606, and shall expire with March 24, 1964.

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

Dated at San Francisco, California, this 17th day of January, 1964.

 President


 Commissioners

Commissioner William M. Bennett, being necessarily absent, did not participate in the disposition of this proceeding.