

66754

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	)	Case No. 5437
of all common carriers, highway	)	
carriers and city carriers relating	)	(Petition for Modification
to the transportation of sand, rock,	)	No. 99)
gravel and related items (commodities)	)	(Filed December 30, 1963)
for which rates are provided in	)	
Minimum Rate Tariff No. 7).	)	

OPINION AND ORDER

By this petition the California Dump Truck Owners Association seeks increases in the hourly rates in Minimum Rate Tariff No. 7 that apply for the transportation of rock products and other designated materials in dump truck equipment by highway permit carriers. The increases in the basic hourly rates which are sought herein are 5 cents per hour in Upper Northern District, 11 cents per hour in Lower Northern District and 11 cents per hour in Southern Territory. Conforming increases are also sought in the rates for transportation performed under premium pay conditions.

The petition shows that during 1962 wage contracts for dump truck drivers were negotiated for the ensuing three-year period. Among other things, the contracts provide for specific wage and fringe benefit increases effective September 15, 1963, of 5 cents per hour for dump truck drivers operating in Upper Northern District and 10 cents per hour effective January 1, 1964, in Lower Northern District and Southern Territory.<sup>1</sup>

The proposed rate increases are sought as rate adjustments to compensate for the latest increases in wage costs. The rate

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<sup>1</sup> These contracts were received in evidence as Exhibits Nos. 85-4, 85-5 and 86-2, in Petitions Nos. 85 and 86 in Case No. 5437.

increases represent the increased wage costs plus an allowance for carriers' profit (before provision for income taxes) as indicated by an operating ratio of 93 percent. Assertedly there have been no decreases in the carriers' operating costs which would otherwise offset the increase in wage costs.

Copies of the petition were mailed by petitioner to the Departments of Finance and Public Works of the State of California, to numerous interested shipper organizations, and to the California Trucking Association. No objections to the granting of the sought increases have been received.

Based upon the evidence of record, we find that the rate adjustments proposed by petitioner are necessary to provide just, reasonable and nondiscriminatory minimum rates for the transportation herein involved. A public hearing is not necessary. The petition will be granted.

Good cause appearing,

IT IS ORDERED that:

1. Minimum Rate Tariff No. 7 (Appendix "A" of Decision No. 32566, as amended) is hereby further amended by incorporating therein, to become effective March 7, 1964, Nineteenth Revised Page 42, Eleventh Revised Page 42-A and Eleventh Revised Page 42-C, which pages are attached hereto and by this reference made a part hereof.

2. In all other respects said Decision No. 32566, as amended, shall remain in full force and effect.

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 4th day of February, 1964.

William M. Bennett  
 President

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George H. Grover

Fredrick B. Holakoff

\_\_\_\_\_ Commissioners

Commissioner Peter E. Mitchell, being necessarily absent, did not participate in the disposition of this proceeding.

Item No.	SECTION NO. 4 - HOURLY RATES (Continued)									
COMMODITIES, as described in Item No. 320 (Items Nos. 360, 361 and 362).										
Level Capacity of Dump Truck Body in Cubic Yards. (See Note 1 in Item No. 362)		NORTHERN TERRITORY (See Item No. 110) (1)(2) Rates in Cents per Hour (See Item No. 300)								
		Upper Northern District (See Item No. 315)								
Over <span style="margin-left: 2em;">Brt</span> Not Over		Column A			Column B			Column C		
		M	O	P	M	O	P	M	O	P
0	2	659	1035	846	586	962	773	634	1010	821
2	3	714	1090	901	624	1000	811	685	1061	872
3	4	772	1148	959	663	1039	850	737	1113	924
4	5	833	1216	1023	706	1089	896	791	1174	981
5	6	887	1270	1077	743	1126	933	838	1221	1028
6	7	959	1363	1159	799	1203	999	904	1308	1104
7	8	1002	1404	1202	831	1235	1031	946	1350	1146
8	9	1078	1507	1291	887	1316	1100	1011	1440	1224
9	10	1122	1551	1335	917	1346	1130	1048	1477	1261
10	11	1163	1592	1376	945	1374	1160	1083	1512	1296
11	12	1202	1631	1415	971	1400	1184	1114	1543	1327
12	13	1242	1675	1458	1000	1433	1216	1149	1582	1365
13	14	1273	1706	1489	1021	1454	1237	1175	1608	1391
14	15	1302	1735	1518	1041	1474	1257	1200	1633	1416
15	16	1328	1761	1544	1058	1491	1274	1222	1655	1438
16	17	1365	1811	1587	1089	1533	1309	1255	1701	1477
17	18	1395	1841	1617	1111	1557	1333	1282	1728	1504
18	19	1414	1860	1636	1124	1570	1346	1297	1743	1519
19	20	1431	1877	1653	1135	1581	1357	1312	1758	1534
20	(3)	017	017	017	011	011	011	014	014	014
(1) Minimum charge shall be the rate for one hour. (2) For application of Columns A, B and C and Subcolumns M, O and P, see Item No. 362. (3) Add to the rate for 20 cubic yards capacity, the amount shown opposite this reference mark for each additional cubic yard or fraction thereof. (Continued in Items Nos. 361 and 362)										
◇ Increase, except as noted ) ○ No change )		Decision No.			66754					
EFFECTIVE MARCH 7, 1964										
Issued by the Public Utilities Commission of the State of California, San Francisco, California.										
Correction No. 992										

Cancel

Item No.	SECTION NO. 4 - HOURLY RATES (Continued)									
	COMMODITIES, as described in Item No. 320 (Item Nos. 360, 361 and 362).									
Level Capacity of Dump Truck Body in Cubic Yards. (See Note 1 in Item No. 362)	NORTHERN TERRITORY (See Item No. 110) (1)(2) Rates in Cents per Hour (See Item No. 300)									
	Lower Northern District (See Item No. 325)									
But Over Not Over	Column A			Column B			Column C			
	M	O	P	M	O	P	M	O	P	
0	2	650	1032	840	577	959	767	614	996	804
2	3	707	1089	897	615	997	805	663	1045	853
3	4	763	1145	953	654	1036	844	715	1097	905
4	5	821	1206	1012	694	1079	885	768	1153	959
5	6	875	1260	1066	731	1116	922	816	1201	1007
6	7	926	1311	1117	766	1151	957	862	1247	1053
7	8	974	1359	1165	798	1183	989	913	1298	1104
8	9	1025	1415	1219	834	1224	1028	946	1336	1140
9	10	1069	1459	1263	864	1254	1058	990	1380	1184
10	11	1110	1500	1304	892	1282	1086	1022	1412	1216
361	11	1149	1539	1343	918	1308	1112	1053	1443	1247
	12	1192	1590	1390	950	1348	1148	1090	1488	1288
	13	1223	1621	1421	971	1369	1169	1116	1514	1314
	14	1250	1648	1448	991	1389	1189	1139	1537	1337
	15	1278	1676	1476	1008	1406	1206	1159	1557	1357
	16	1324	1744	1533	1046	1466	1255	1199	1619	1408
	17	1354	1774	1563	1070	1490	1279	1224	1644	1433
	18	1373	1793	1582	1083	1503	1292	1239	1659	1448
	19	1388	1810	1599	1094	1514	1303	1253	1673	1462
	20	1405	1827	1616	1105	1525	1314	1267	1687	1476
	21	1422	1844	1633	1116	1536	1325	1281	1701	1490
	22	1439	1861	1650	1127	1547	1336	1295	1715	1504
	23	1456	1878	1667	1138	1558	1347	1309	1729	1518
	24	1473	1895	1684	1149	1569	1358	1323	1743	1532
	25	1513	1958	1736	1183	1626	1404	1360	1803	1581
	26	(3)	017	017	017	011	011	011	014	014

(1) Minimum charge shall be the rate for one hour.  
(2) For application of Columns A, B and C and Subcolumns M, O and P, see Item No. 362.  
(3) Add to the rate for 26 cubic yards capacity, the amount shown opposite this reference mark for each additional cubic yard or fraction thereof.

(Continued in Item No. 362)

◊ Increase, except as noted ○ No change	Decision No. <b>66754</b>
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EFFECTIVE MARCH 7, 1964

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

Correction No. 993

Item No.	SECTION NO. 4		HOURLY RATES (Concluded)		
	<p>COMMODITIES, as described in Item No. 320.</p> <p>COLUMN "A" rates apply where the loading is performed by power loading device, excepting processed sand, gravel or crushed stone in stock piles at a commercial producing plant, at point of consumption or at intermediate point of transfer. A hopper chute or bunker shall not be deemed to be a power loading device.</p> <p>COLUMN "B" rates apply where the loading is performed by hand and where the average mileage of the vehicle does not exceed eight miles per hour for the period of time the vehicle is in use each day.</p> <p>COLUMN "C" rates apply where transportation or loading is under conditions other than described under application of Column "A" or Column "B" rates.</p>				
	Level Capacity of Dump Truck Body in Cubic Yards (See Note 1)		SOUTHERN TERRITORY (See Item No. 100) (1) Rates in Cents Per Hour (See Item No. 300) (See Note 2)		
	Over	But Not Over	Column A	Column B	Column C
0365	0	3	682	557	676
	3	4	720	585	714
	4	5	763	605	745
	5	6	806	639	784
	6	7	849	676	822
	7	8	898	730	855
	8	9	941	768	892
	9	10	979	801	930
	10	11	1017	832	968
	11	12	1065	879	1006
	12	13	1108	903	1049
	13	14	1135	930	1076
	14	15	1162	952	1103
	15	16	1200	998	1130
	16	17	1227	1031	1157
	17	18	1254	1063	1184
	(2)18	-	-	-	1211
	(3)18	19	1281	1095	
	(3)19	20	1308	1128	
	(3)20	21	1335	1160	
	(3)21	22	1362	1192	
	(3)22	23	1389	1224	
	(3)23	24	1416	1256	
	(3)24	25	1443	1288	
	(3)25	26	1493	1343	
	(3)26	(4)	027	032	

- (1) Minimum charge shall be the rate for one hour.
- (2) Applies only in connection with rates in Column C.
- (3) Does not apply in connection with rates in Column C.
- (4) Add to the rate for 26 cubic yards capacity, the amount shown opposite this reference mark for each additional cubic yard or fraction thereof.

NOTE 1.-Level capacity of Dump Truck body means the cubical content of the body in cubic yards calculated by multiplying the inside length by the average inside width and the average inside height of the sides of the body, including temporary side boards, if such boards are used, with no allowance for the crown of the load or for low head board or low tail gate.

In the case of a Dump Truck body not constructed for use of a tail gate (such as the so-called "rock body"), the inside length shall be deemed to mean the average of the measurement along the top of the sides from the inside of the head board to the point of the angle where the sides are diverted downward to meet the floor, and the measurement along the floor from the inside of the head board to the end of the body.

NOTE 2.- (a) For transportation service furnished under this item on Sundays and/or New Year's Day, Memorial Day, Fourth of July, Labor Day, Thanksgiving Day, Christmas Day, add to the applicable hourly rate shown above:  $\diamond$ \$4.66 per hour when the level capacity is less than 25 cubic yards;  $\diamond$ \$5.12 per hour when the level capacity is 25 cubic yards or more.

(b) Except as otherwise provided in paragraph (a) of this note, for transportation service furnished under this item on Saturdays or during periods in excess of 8 hours in any one shift, add to the applicable hourly rate shown above:  $\diamond$ \$2.51 per hour when the level capacity is less than 25 cubic yards;  $\diamond$ \$2.86 per hour when the level capacity is 25 cubic yards or more.

$\diamond$  Increase, except as noted }  
 o No change

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Correction No. 994