

ORIGINAL

Decision No. 65730

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
GLASS TRANSPORT CO., a corporation,)
for authority to deviate from)
minimum rates pursuant to Section)
3666 of the Public Utilities Code for)
the transportation of glass fruit)
jars, and equipment, glass packer)
jars, glass bottles, jelly glasses,)
jar tops, caps, discs or tops, and)
rubber jar rings for Ball Brothers)
Company, Inc.)

Application No. 45978
(Filed November 20, 1963)

OPINION AND ORDER

Applicant holds radial highway common carrier, highway contract carrier and city carrier permits. By Decision No. 65232 dated April 16, 1963, in Application No. 44916, applicant was authorized to transport glass bottles and jars, caps, covers, discs, tops, rubber jar rings and bottle carrying cartons for Ball Brothers Company, Inc., (Ball) at specified rates less than the established minimum rates, between that company's plant in El Monte and points located within a 50-mile radius of El Monte. Applicant seeks to amend the authority to include additional types of cartons and to provide for multiple lot shipment service on cartons.

Applicant avers that it has been requested by Ball to transport cartons from the plant of Container Corporation of America to the plant of Ball; that the traffic will average approximately 60,000 pounds per day; and that the additional traffic represented by the cartons can be efficiently handled on existing equipment with only minor additional labor costs. Applicant further avers that at least five regular customers of Ball are located in the immediate vicinity of the Container Corporation of America; that it performs transportation service for Ball from El Monte to these customers; that it now returns empty to the plant

of the shipper after making deliveries to such customers; that it has other trucks returning from other destinations which could make pickups of the cartons; and that it has sufficient equipment in the vicinity to handle all of the contemplated shipments.

Applicant states that the total elapsed time for each load of cartons will not exceed one hour; that the time for loading and unloading of equipment will be not over 40 minutes; that no delays are anticipated at origin or destination; that all handling will be accomplished with forklift trucks furnished at both ends; and that the requested relief is necessary in order to provide a complete transportation service and to encourage Ball to continue utilizing for-hire transportation service in lieu of proprietary service which it has established at other plants.

Financial statements submitted with the application indicate that applicant's operations have been profitable. Applicant alleges that the additional operations proposed in this application will be profitable and will increase the overall profitability of all the transportation performed for the account of Ball by the applicant.

The application shows that copies thereof were served upon the California Trucking Association on or about November 20, 1963. No objection to its being granted has been received.

In the circumstances, it appears, and the Commission finds, that the proposed amendments are reasonable. A public hearing is not necessary. The application will be granted.

Good cause appearing,

IT IS ORDERED that:

1. Decision No. 65232 in Application No. 44916 is hereby amended by substituting for Appendix A thereof the Appendix B which is attached hereto and by this reference made a part hereof.

2. In all other respects, Decision No. 65232 shall remain in full force and effect.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 11th day of February, 1964.

Wendell H. Day President

George T. Traver

Frederick B. Holblitt

Commissioners

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

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

(Supersedes Appendix A to Decision No. 65232)

APPLICATION OF RATES FOR TRANSPORTATION PERFORMED

By: GLASS TRANSPORT CO., a corporation

For: BALL BROTHERS COMPANY, INC.

1. COMMODITIES

The rates herein apply for the transportation of the following commodities on pallets and include the return of empty pallets:

- (a) Glass bottles or jars, with or without equipment, one gallon or less in capacity.
- (b) Caps, covers, discs, or tops (other than display) nested or not nested.
- (c) Rubber jar rings.
- (d) Bottle carrying cartons, cartons for caps, closures, discs or tops (other than display), and fillers for both types of said cartons including partitions and or separators, set up or folded flat, in packages, or strapped on pallets.

2. TERRITORY

Between the El Monte plant of Ball Brothers Company, Inc., and points in Los Angeles and Orange Counties within a radius of 50 constructive miles of El Monte, said mileage to be computed in accordance with the provisions of the Commission's Distance Table No. 4.

3. RATES IN CENTS PER 100 POUNDS (See Note 1)Minimum Weight in Pounds

Miles					10,000	20,000	36,000
Over	Not Over	AQ	2,000	4,000	(See Note 2)	(See Note 2)	(See Note 2)
0	3	98½	56½	44	25½	13½	8
3	5	99½	58½	46½	25½	13½	8
5	10	100½	59½	47½	26½	16½	9½
10	15	101½	62½	50	28½	17½	10
15	20	102½	64	51	30	18½	10½
20	25	103½	67	52	32	20	11
25	30	104	70	53	33½	21	12
30	35	104	72	55½	34½	22½	12½
35	40	105	73	56½	35½	24	14
40	45	106	76	59	38	24½	15
45	50	107	77½	60	39	26	15

Note 1

Neither split delivery service nor multiple lot shipment service will be provided except multiple lot shipment service will be provided on bottle carrying cartons, cartons for caps, closures, discs or tops (other than display), and fillers for both types of said cartons including partitions and or separators, set up or folded flat, in packages, or strapped on pallets.

Note 2

The minimum weights subject to this note apply except as otherwise provided in connection with applicable truckload ratings in the Governing Classification, in the Governing Exception Ratings Tariff or in Minimum Rate Tariff No. 2.

4. CONDITIONS

- (a) The charges assessed and herein authorized shall in no event be less in total for the vehicles used in the transportation than the charges which would apply from application of the hourly rates named in Item No. 420 of Minimum Rate Tariff No. 5 to the transportation performed. For the purposes of applying the hourly rates to said transportation, the hours shall be computed from the time that the carrier's equipment leaves the carrier's terminal at 4000 North Arden Drive, El Monte, until it returns to said terminal except that no charge shall be made for the time that the equipment is held under load at carrier's terminal overnight, on Saturdays, on Sundays, and on legal holidays.
- (b) Glass Transport Co. shall retain and preserve copies of its freight bills covering the transportation involved herein for a period of not less than three years from the dates of issuance of said bills; each such copy of its freight bills shall have attached thereto: (A) a statement of the charges computed under Minimum Rate Tariff No. 5; and (B) full information necessary to accurately determine the charges under said hourly rates.

(END OF APPENDIX B)