

ORIGINAL

Decision No. 67174

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, ) Application No. 46241  
for the transportation of glass ) (Filed February 27, 1964)  
fruit jars and equipment, glass )  
packer jars, glass bottles, jelly )  
glasses, jar tops, caps, discs or )  
tops, rubber jar rings, and cartons )  
for Ball Brothers Company, Inc. )

OPINION AND ORDER

Applicant, a radial highway common carrier, highway contract carrier and city carrier, is authorized to transport glass bottles and jars and related articles for Ball Brothers Company, Inc., 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. The authority is scheduled to expire with May 7, 1964.<sup>1</sup>

By this application, applicant requests authority to continue the current authorization for an additional year, and asks that the mileages be computed in accordance with the provisions of Distance Table No. 5 rather than Distance Table No. 4 as at present.

The rates heretofore authorized and which applicant herein proposes to continue in effect are specified in Exhibit 1 of its application. These rates are stated in cents per 100 pounds, varying with distance and weight of shipment, and are less than those

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<sup>1</sup> See Decision No. 65232 dated April 16, 1963, in Application No. 44916 as amended by Decision No. 66790 dated February 11, 1964, in Application No. 45978.

named in Minimum Rate Tariff No. 2 for the same transportation. The authorized rates are subject to the condition that charges based thereon shall not be less than those which would accrue from application of the hourly vehicle unit rates named in Item No. 420 of Minimum Rate Tariff No. 5 for such transportation.

Applicant alleges that the conditions and circumstances which prevailed at the time of hearing on the original application for such authority still exist and that total revenues for service rendered to the shipper will not be less than those which would be received if present rates in the applicable minimum rate tariffs were applied to such transportation. Applicant further alleges that the schedule of rates currently authorized for the shipments involved has encouraged the shipper to continue to utilize for-hire transportation service from its El Monte plant in lieu of proprietary service which the shipper has established for movements from its other plants. According to the application, additional savings have accrued under this operation by eliminating a monthly rental of \$550 and reducing maintenance costs through changes in methods of equipment maintenance.

Financial statements submitted with the application indicate that applicant's overall operations have been profitable. Applicant avers that the particular operations which it performs for the account of Ball Brothers Company, Inc., will be profitable and will become even more so as a result of the increased volume of cartons which it was authorized to transport pursuant to Decision No. 66790, supra.

The application shows that copies thereof were served upon California Trucking Association on or about February 27, 1964. No objection to its being granted has been received.

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

In view of the expiration date of the current authority, the order which follows will be made effective May 7, 1964.


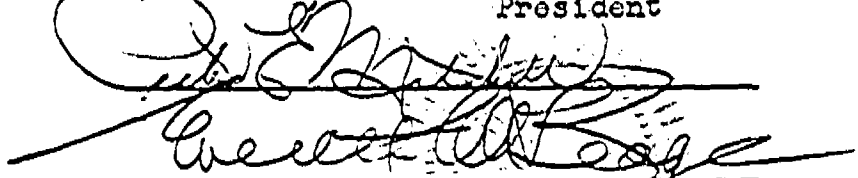
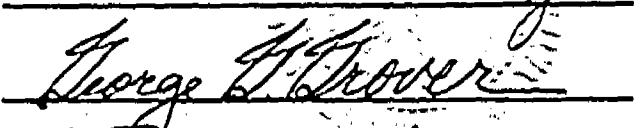

IT IS ORDERED that:

1. Glass Transport Co., a corporation, is hereby authorized to transport glass bottles and jars, caps, covers, discs, tops, rubber jar rings, bottle carrying cartons and related articles for Ball Brothers Company, Inc., at rates less than the established minimum rates but not less than those set forth in, and subject to the conditions specified in Appendix A attached hereto and by this reference made a part hereof.

2. The authority herein granted shall, on and after May 7, 1964, supersede the authority granted by Decision No. 65232 as amended by Decision No. 66790, and shall expire with May 7, 1965.

This order shall become effective May 7, 1964.

Dated at San Francisco, California, this 5<sup>th</sup> day of May, 1964.

  
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President  
  
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Commissioners

APPENDIX A TO DECISION NO. 67174

## 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. 5.

3. RATES IN CENTS PER 100 POUNDS (See Note 1)

Miles		<u>Minimum Weight in Pounds</u>					
<u>Over</u>	<u>Not Over</u>	<u>AQ</u>	<u>2,000</u>	<u>4,000</u>	<u>10,000</u> (See Note2)	<u>20,000</u> (See Note2)	<u>36,000</u> (See Note2)
0	3	98 $\frac{1}{2}$	56 $\frac{1}{2}$	44	25 $\frac{1}{2}$	13 $\frac{1}{2}$	8
3	5	99 $\frac{1}{2}$	58 $\frac{1}{2}$	46 $\frac{1}{2}$	25 $\frac{1}{2}$	13 $\frac{1}{2}$	8
5	10	100 $\frac{1}{2}$	59 $\frac{1}{2}$	47 $\frac{1}{2}$	26 $\frac{1}{2}$	16 $\frac{1}{2}$	9 $\frac{1}{2}$
10	15	101 $\frac{1}{2}$	62 $\frac{1}{2}$	50	28 $\frac{1}{2}$	17 $\frac{1}{2}$	10
15	20	102 $\frac{1}{2}$	64	51	30	18 $\frac{1}{2}$	10 $\frac{1}{2}$
20	25	103 $\frac{1}{2}$	67	52	32	20	11
25	30	104	70	53	33 $\frac{1}{2}$	21	12
30	35	104	72	55 $\frac{1}{2}$	34 $\frac{1}{2}$	22 $\frac{1}{2}$	12 $\frac{1}{2}$
35	40	105	73	56 $\frac{1}{2}$	35 $\frac{1}{2}$	24	14
40	45	106	76	59	38	24 $\frac{1}{2}$	15
45	50	107	77 $\frac{1}{2}$	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 Exception Ratings Tariff No. 1 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 A)