

Decision No. 67404

ORIGINAL

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)
of all common carriers, highway)
carriers and city carriers relating)
to the transportation of cement and)
related products (commodities for)
which rates are provided in Minimum)
Rate Tariff No. 10).)

Case No. 5440
(Petition for Modification
No. 18)
(Filed May 27, 1964)

OPINION AND ORDER

By this petition California Trucking Association seeks to establish an effective date of September 1, 1964, in lieu of the effective date of July 1, 1964, for the tariff revisions required by Decision No. 67123.¹ The tariff revisions in question relate to Minimum Rate Tariff No. 10 (applicable to cement and related commodities shipped therewith), and provide that the distance rates established by that tariff shall be determined in accordance with the provisions of Distance Table No. 5.

Petitioner states that the anticipated timing upon which the effective date of July 1, 1964, was predicated will not be achieved. According to the petition, common carrier tariffs have been developed, but their finalization and publication must await final action by the Commission on pending "grandfather" applications. Petitioner states that a reasonable extension until September 1, 1964, as herein requested, may well eliminate unnecessary complications, reduce the need for tariff filing revisions, and simplify the transitions required by the recently revised statutory provisions governing cement transportation.

¹ Decision No. 67123 dated April 21, 1964, in Petition for Modification No. 17 in Case No. 5440.

Petitioner alleges that the proposed extension of time has been made known to shippers and carriers of cement, and their representatives, and petitioner is informed and believes that the extension is generally desired by such parties: Ex parte action is requested. Copies of the petition were mailed to California cement manufacturers. No objection to the granting of the petition has been received.

In the circumstances, it appears, and the Commission finds, that petitioner's proposal is justified. A public hearing is not necessary. The petition will be granted. Inasmuch as the suspension period sought by petitioner is insufficient to achieve the desired results, petitioner's proposal will be modified by extending the suspension period to October 1, 1964.²

IT IS ORDERED that:

1. Minimum Rate Tariff No. 10 (Appendix "A" of Decision No. 44633, as amended) is further amended by incorporating therein Supplement No. 1 attached hereto and by this reference made a part hereof.

2. Decision No. 67123 dated April 21, 1964, and Decision No. 67244 dated May 19, 1964, are hereby amended by substituting the date of October 1, 1964, for the date of July 1, 1964, in Ordering Paragraphs 5 and 2 thereof respectively.

² The same time extension necessarily will be made in connection with the particular distances established in Minimum Rate Tariff No. 10 by Decision No. 67244 dated May 19, 1964.

3. In all other respects said Decision No. 44633, as amended, shall remain in full force and effect.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 16th day of June, 1964.

Ernest O. Hoag ^{President}
George H. Hoover
Fredrick B. Hollaiff
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.

SUSPENSION SUPPLEMENT

SUPPLEMENT NO. 1
TO
MINIMUM RATE TARIFF NO. 10
NAMING
DISTANCE MINIMUM RATES
ALSO
RULES AND REGULATIONS
FOR THE
TRANSPORTATION OF CEMENT AND OTHER
COMMODITIES OVER THE
PUBLIC HIGHWAYS
WITHIN THE
STATE OF CALIFORNIA
BY
CITY CARRIERS
RADIAL HIGHWAY COMMON CARRIERS
HIGHWAY CONTRACT CARRIERS
AND
CEMENT CONTRACT CARRIERS

SUSPENSION NOTICE

The effective date of the following tariff pages is suspended until October 1, 1964:

Fourth Revised Page 2
Fifth Revised Page 2
Eleventh Revised Page 4
Tenth Revised Page 5
Eleventh Revised Page 5
Original Page 5-A
Original Page 5-B
First Revised Page 5-B
Original Page 5-C

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ISSUED JUNE 16, 1964

Issued by the
PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA
State Building, Civic Center
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