

ORIGINAL

Decision No. 67495

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 any and all commodities between and) within all points and places in the) State of California (including, but not) limited to, transportation for which) rates are provided in Minimum Rate) Tariff No. 2).

Case No. 5432
(Petition for Modification
No. 345)
(Filed July 3, 1964)

SUPPLEMENTAL OPINION AND ORDER

By Decision No. 67494, entered today in Case No. 5432, et al., the Commission found that rates should be established in Minimum Rate Tariff No. 14-A for the transportation of pomace, not fit for human consumption.

The aforesaid decision also found that, in order to avoid duplication of tariff distribution, Minimum Rate Tariff No. 2 should be amended by separate order.

IT IS ORDERED that:

1. Minimum Rate Tariff No. 2 (Appendix "D" to Decision No. 31606, as amended) is hereby further amended by incorporating therein, to become effective August 10, 1964, Fifty-first Revised Page 14 attached hereto and by this reference made a part hereof.

2. Tariff publications authorized to be made by common carriers as a result of the order herein may be made effective not earlier than the tenth day after the effective date of this order, and may be made effective on not less than ten days' notice to the

Commission and to the public if filed not later than sixty days after the effective date of the minimum rate tariff page incorporated in this order.

3. Common carriers, in establishing and maintaining the rates authorized hereinabove, are hereby authorized to depart from the provisions of Section 460 of the Public Utilities Code to the extent necessary to adjust long- and short-haul departures now maintained under outstanding authorizations; such outstanding authorizations are hereby modified only to the extent necessary to comply with this order; and schedules containing the rates published under this authority shall make reference to the prior orders authorizing long- and short-haul departures and to this order.

4. In all other respects, said Decision No. 31606, as amended, shall remain in full force and effect.

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

Dated at San Francisco, California, this 8th day of July, 1964.

Frederick B. Holdcroft
President
George G. Grover
William M. Bennett

Commissioners

Commissioner George G. Grover, being necessarily absent, did not participate in the disposition of this proceeding.

-2- Commissioner William M. Bennett, being necessarily absent, did not participate in the disposition of this proceeding.

Item No.	SECTION NO. 1 - RULES AND REGULATIONS OF GENERAL APPLICATION (Continued)		
	<p style="text-align: center;">APPLICATION OF TARIFF-COMMODITIES (Items Nos. 40 and 41)</p> <p>Rates in this tariff apply for the transportation of all commodities except as follows:</p> <table border="0" style="width: 100%;"> <tr> <td style="vertical-align: top; width: 50%;"> <p>Accessories, motion picture, Automobiles, set up, Automobile parts, accessories and related articles in secondary movement by Truck-away Service when subject to the rates, rules and regulations set forth in Minimum Rate Tariff No. 12, Baggage, Butter, dairy (Subject to Note 8), Buttermilk, liquid (Subject to Note 2), Carriers (used packages), as described in Items Nos. 320 and 321 of the Exception Ratings Tariff, empty returning or forwarded for return loads (Subject to Note 1), Cement, hydraulic, masonry, natural or Portland—also lime, common (including magnesium lime, hydrated or hydraulic lime, quick or slaked), cement flue dust, and/or limestone, powdered, shipped in mixed shipments with cement—when transported in shipments of 40,000 pounds or more, or when transported in shipments of lesser weights subject to the rates, rules and regulations, including the minimum charge computed on a minimum weight of 40,000 pounds, which are set forth in Minimum Rate Tariff No. 10, Cement Clinker, Cheese (including cottage cheese and pot cheese) (Subject to Note 8), Chips, wood, in bulk (Subject to Note 13), *Commodities as described in and for which rates are provided in Minimum Rate Tariff No. 14-A, Commodities of abnormal size or weight which because of such size or weight require the use of and are transported on low bed trailers, Commodities when transported in an armored car operated under permit from the Commissioner of the California Highway Patrol,</p> </td> <td style="vertical-align: top; width: 50%;"> <p>Directories, telephone, Eggs (other than shelled, desiccated or frozen), Fertilizers, as described in Items Nos. 540, 560 and 580 of the Exception Ratings Tariff, Film, motion picture, Fruit, dried, unmanufactured and unprocessed (Subject to Note 4), Fruit, fresh or green, including dates, fresh, (not cold pack nor frozen), Fruits, which are placed in a preservative and are destined to a cannery for processing into a preserved or pickled fruit, Fungicides, agricultural, Furniture, household appliances and other home furnishings which have been sold at retail by a retail merchant, transported from retail stores or retail store warehouse, or transported from retail customers to retail stores or retail store warehouses (Subject to Note 3), Furniture, uncrated, new, as described in and for which rates are provided in Minimum Rate Tariff No. 11-A, and furniture, uncrated, new, of state, county or municipal governments, or transported under an agreement whereby the governments contracted for the carrier's services.</p> <p style="text-align: center;">**</p> </td> </tr> </table>	<p>Accessories, motion picture, Automobiles, set up, Automobile parts, accessories and related articles in secondary movement by Truck-away Service when subject to the rates, rules and regulations set forth in Minimum Rate Tariff No. 12, Baggage, Butter, dairy (Subject to Note 8), Buttermilk, liquid (Subject to Note 2), Carriers (used packages), as described in Items Nos. 320 and 321 of the Exception Ratings Tariff, empty returning or forwarded for return loads (Subject to Note 1), Cement, hydraulic, masonry, natural or Portland—also lime, common (including magnesium lime, hydrated or hydraulic lime, quick or slaked), cement flue dust, and/or limestone, powdered, shipped in mixed shipments with cement—when transported in shipments of 40,000 pounds or more, or when transported in shipments of lesser weights subject to the rates, rules and regulations, including the minimum charge computed on a minimum weight of 40,000 pounds, which are set forth in Minimum Rate Tariff No. 10, Cement Clinker, Cheese (including cottage cheese and pot cheese) (Subject to Note 8), Chips, wood, in bulk (Subject to Note 13), *Commodities as described in and for which rates are provided in Minimum Rate Tariff No. 14-A, Commodities of abnormal size or weight which because of such size or weight require the use of and are transported on low bed trailers, Commodities when transported in an armored car operated under permit from the Commissioner of the California Highway Patrol,</p>	<p>Directories, telephone, Eggs (other than shelled, desiccated or frozen), Fertilizers, as described in Items Nos. 540, 560 and 580 of the Exception Ratings Tariff, Film, motion picture, Fruit, dried, unmanufactured and unprocessed (Subject to Note 4), Fruit, fresh or green, including dates, fresh, (not cold pack nor frozen), Fruits, which are placed in a preservative and are destined to a cannery for processing into a preserved or pickled fruit, Fungicides, agricultural, Furniture, household appliances and other home furnishings which have been sold at retail by a retail merchant, transported from retail stores or retail store warehouse, or transported from retail customers to retail stores or retail store warehouses (Subject to Note 3), Furniture, uncrated, new, as described in and for which rates are provided in Minimum Rate Tariff No. 11-A, and furniture, uncrated, new, of state, county or municipal governments, or transported under an agreement whereby the governments contracted for the carrier's services.</p> <p style="text-align: center;">**</p>
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Commodities when transported in dump trucks, for which rates are provided in Minimum Rate Tariff No. 7,

Commodities when transported under the vehicle unit rates, rules and regulations of Minimum Rate Tariffs Nos. 5 and 15.

Commodities which consists of or contain materials essential to National Defense and which have been donated to and are transported for the United States Government, governmental agencies, or nonprofit organizations acting for or in behalf of said government in the collection, assembly or transportation of said commodities in connection with the recovery of said essential materials from the commodities transported,

Commodities which have been sold at retail by a retail merchant, and transported from a retail store or retail store warehouse to residences of retail customers, or transported from residences of retail customers to retail stores or retail store warehouses, and such transportation is performed in vehicles in the exclusive use of the retailer and providing no shipment exceeds 2,000 pounds in weight; further, that the merchandise is for the use or consumption of retail customers and is not for use in the furtherance of an industrial or commercial enterprise; and provided that the retailer shall certify on the shipping document for each delivery that the merchandise was sold at retail to a retail customer,

Concrete transported in motor vehicles equipped for mechanical mixing in transit,

Cotton,
Cream (Subject to Note 2),

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Hops,
House Trailers, set up,
Hulls, almond, including shells and other waste from the hulling and shelling of almonds, not processed for use as animal or poultry feed,

Ice Cream Mix, unflavored,
Insecticides, agricultural,
Jewelry transported from or to wholesale houses in packages weighing 10 pounds or less,
Liquids, compressed gases, commodities in semi-plastic form and commodities in suspension in liquids in bulk, in tank trucks, tank trailers, tank semi-trailers or a combination of such highway vehicles,

Livestock,
Logs (wood),
Margarine (Subject to Note 8),
Milk, liquid (Subject to Note 2),
Mushrooms, fresh (not cold pack nor frozen),

Newspapers, newspaper supplements, sections or inserts (not scrap or waste),

Nuts, in the shell,
Nuts, field shelled (rough shelled, with or without removal of broken shells, dirt, residue, or foreign material, and not cleaned nor further processed),

Optical goods transported from or to wholesale houses in packages weighing 10 pounds or less,

Pits, fruit,

Poultry, live or dressed,
Property of the United States, or property transported under an agreement whereby the United States contracted for the carrier's services.

Property shipped to or from producers of motion pictures or television shows when transported subject to the rates, rules and regulations provided by Decision No. 33226, in Cases Nos. 4246 and 4434, as amended,

(Continued in Item No. 41.)

∅ Change)
* Addition)
** Certain commodities eliminated)

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EFFECTIVE AUGUST 10, 1964

Issued by the Public Utilities Commission of the State of California,
San Francisco, California.
Correction No. 1530