

ORIGINAL

Decision No. 67583

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation)	Case No. 7857
for the purpose of considering and)	(Petition for Modification
determining revisions in or reissues)	No. 2)
of Minimum Rate Tariff No. 14-A.)	(Filed July 17, 1964)

In the Matter of the Investigation)	Case No. 5432
into the rates, rules, regulations,)	(Petition for Modification
charges, allowances and practices of)	No. 348)
all common carriers, highway carriers)	(Filed July 17, 1964)
and city carriers relating to the)	
transportation of any and all commod-)	
ities between and within all points)	
and places in the State of California)	
(including, but not limited to, trans-)	
portation for which rates are provided)	
in Minimum Rate Tariff No. 2).)	

OPINION AND ORDER

Decision No. 67397, dated June 16, 1964, in these proceedings transferred the rates for the transportation of certain grain, grain products and related articles in bulk from Minimum Rate Tariff No. 2 to Minimum Rate Tariff No. 14-A, effective July 25, 1964. As stated in the decision this was a step in the interest of tariff simplification and would separate rates pertaining to truckload transportation of grain, rice and related commodities from the more elaborate tariff provisions set forth in Minimum Rate Tariff No. 2 which are designed primarily for the transportation of merchandise and other general freight.

By these petitions, California Trucking Association seeks the inclusion of other commodities in Minimum Rate Tariff No. 14-A. It alleges that these commodities are comparable to many of the commodities transferred to that tariff by the above decision, are transported by similar carriers in similar equipment, and are of equivalent

value. Petitioner further alleges that its proposal would provide a proper basis for rating bulk movements of such commodities. It states that such commodities should similarly enjoy the benefits of being contained in a tariff tailored to the needs of carriers and shippers of agricultural commodities.

Petitioner is informed and believes that shippers and carriers generally desire such revisions, and that the suggested tariff changes will result in no increases in tariff charges but may result in some reductions. Because of the present and immediately imminent harvest seasons of the commodities involved herein, petitioner avers that this is a matter which requires expedited action. Ex parte consideration is requested.

Copies of the petitions were mailed to various interested parties including California Farm Bureau Federation, California Manufacturers Association, and Canner's League. By letter dated July 17, 1964, California Farm Bureau Federation informed the Commission that it is in full accord with petitioner's proposal. No objection to the granting of the petitions has been received.

In the circumstances, it appears, and the Commission finds, that petitioner's proposal is reasonable and that the resulting minimum rates and charges will be just, reasonable and nondiscriminatory minimum rates and charges for the transportation involved herein. A public hearing is not necessary. The petitions will be granted. Minimum Rate Tariff No. 14-A will be amended accordingly by the order herein.

C. 5432 (Pet. 348), C. 7857 (Pet. 2) - dd

Petitioner's request that the commodities involved be included in a single, combined and alphabetical listing is not feasible in view of the exigency of timing in this matter. However, this will be given further consideration at a later date.

IT IS ORDERED that:

1. Minimum Rate Tariff No. 14-A (Appendix A to Decision No. 67397, as amended) is hereby further amended by incorporating therein, to become effective July 25, 1964, the revised pages listed in Appendix A 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 first day after the effective date of this order, and may be made effective on not less than one day's notice to the Commission and to the public if filed not later than sixty days after the effective date of the minimum rate tariff pages 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 prior orders authorizing long- and short-haul departures and to this order.

C. 5432 (Pet. 348), C. 7857 (Pet. 2) - dd

4. In all other respects, said Decision No. 67397, as amended, shall remain in full force and effect.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 24th day of July, 1964.

Frederick B. Hallock
President
John P. Mitchell
Carroll O. Long
George E. Hoover
William W. Bennett
Commissioners

C. 7857 (Pet 2), C. 5432 (Pet. 348) - g1

Appendix A to Decision No. 67583

List of Revised Pages to Minimum Rate Tariff No. 14-A

Authorized by Said Decision

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END OF APPENDIX A

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Cancels
First Revised Title Page

MINIMUM RATE TARIFF NO. 14-A

NAMING

MINIMUM RATES, RULES AND REGULATIONS

FOR THE

TRANSPORTATION, IN BULK, OF AGRICULTURAL

COMMODITIES NAMED HEREIN

OVER THE PUBLIC HIGHWAYS WITHIN THE

STATE OF CALIFORNIA

BY

CITY CARRIERS

RADIAL HIGHWAY COMMON CARRIERS

AND

HIGHWAY CONTRACT CARRIERS

The original tariff contains rates, rules and regulations established in Decision No. 67397 in Case No. 7857. Changes will be made by issuing revised or added pages or by issuing supplements.

Change, Decision No. 67583

EFFECTIVE JULY 25, 1964
(Original Tariff Effective July 25, 1964)

Correction No. 4

Issued by the
PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA
State Building, Civic Center
San Francisco 2, California

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/ Change)
 * Addition) Decision No. **67583**

EFFECTIVE JULY 25, 1964

Issued by the Public Utilities Commission of the State of California,
 San Francisco, California.
 Correction No. 5

SECTION NO. 1 - RULES AND REGULATIONS OF GENERAL APPLICATION (Continued)	Item No.
<p style="text-align: center;">DEFINITION OF TECHNICAL TERMS NOT DEFINED IN INDIVIDUAL ITEMS (Items Nos. 10 and 11)</p> <p>RATE includes charge and, also, the ratings, minimum weight, rules and regulations governing, and the accessorial charges applying in connection therewith.</p> <p>SAME TRANSPORTATION means transportation of the same kind and quantity of property between the same points, and subject to the same limitations, conditions and privileges, but not necessarily in an identical type of equipment.</p> <p>SHIPMENT means a quantity of property transported for one debtor and tendered by one consignor at one point of origin at one time for one consignee at one point of destination, for which a single shipping document has been issued.</p> <ol style="list-style-type: none"> 1. A shipment may be transported in two or more lots as provided in Items Nos. 110 and 111 (Multiple Lot Shipments). 2. A shipment may be picked up from more than one point of origin as provided in Item No. 150 (Split Pickup) or delivered to more than one point of destination as provided in Item No. 160 (Split Delivery). <p>TEAM TRACK means a point at which property may be loaded into or unloaded from rail cars by the public generally.</p>	11
<p style="text-align: center;">APPLICATION OF TARIFF - CARRIERS</p> <ol style="list-style-type: none"> 1. Rates provided in this tariff are minimum rates for transportation by carriers as defined in Item No. 10. 2. When property in continuous through movement is transported by two or more such carriers, the rates provided herein shall be the minimum rates for the combined transportation. 3. This tariff does not apply to transportation services performed by independent-contractor subhaulers as defined in Item No. 10 when such transportation is performed for other carriers defined in the Public Utilities Act. This exception shall not be construed to exempt from the tariff provisions carriers for whom the independent-contractor subhaulers are performing transportation service. 	20
<p style="text-align: center;">APPLICATION OF TARIFF - TERRITORIAL</p> <p>The rates in this tariff apply for the transportation of shipments between all points within the State of California, except shipments between the Port of Sacramento on the one hand and adjacent plants of Farmer's Rice Growers Cooperative and Rice Growers Association of California on the other hand.</p>	30

APPLICATION OF TARIFF - COMMODITIES

Rates in this tariff apply for the transportation of the following commodities:

- (a) Hay, Fodder (bean, cane, corn or pea), Straw, in machine pressed bales, and
- /(b) Grain and related commodities named in Items Nos. 500, *515, 520, 525 and 530, in bulk.

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EXCEPTION:

This tariff is not applicable to:

Transportation of property of the United States, or property transported under an agreement whereby the United States contracted for the carrier's services.

/ Change)
* Addition) Decision No. 67583

EFFECTIVE JULY 25, 1964

Issued by the Public Utilities Commission of the State of California,
San Francisco, California.
Correction No. 6

Item No.	SECTION NO. 5 - DISTANCE COMMODITY RATES		
	<p>GRAIN, RICE AND RELATED COMMODITIES, viz.:</p> <p><u>LIST NO. 1:</u></p> <p>Grain, viz.:</p> <p>Grain, dried, threshed, viz.:</p> <p>Barley, Buckwheat, Emmer, Oats, Rye, Spelt, Wheat; Corn or Maize (except Pop Corn); Pop Corn, not popped, in bulk in bags; Sorghum Grains, threshed, or in heads unthreshed, viz.:</p> <p>Darrese, Durra, Egyptian Wheat, Feterita, Heqari (Hicera), Kaffir Corn, Koaliang, Milo Maize, Shalla and Shrock Kaffir; Screenings from grains specified above, unground, not containing more than 5% flaxseed.</p> <p>Pomace, not fit for human consumption.</p> <p>GRAIN, RICE AND RELATED COMMODITIES, not prepared nor fit for human consumption, viz.:</p> <p><u>LIST NO. 2:</u></p> <p>Grain Products, dry and uncooked (See Note), manufactured, milled, mixed or packed directly from articles shown in List No. 1, and consisting entirely of material thereof, except as otherwise provided, viz.:</p> <table border="0"> <tr> <td style="vertical-align: top;"> <p>Bran, Brewers' Flakes, Brewers' Grains, Cake or Meal (except Corn Oil Cake and Corn Germ Meal), Chaff, Chops, Clippings, Corn Cobs, whole or ground, Corn Steep Water, solid, dried, Distillers' Grains, Elevator Dust, Farina, Farina, containing not to exceed 3% other ingredients, Farina and Wheat Germ, containing not to exceed 2 1/2% of other ingredients, Feed, Animal or Poultry, consisting entirely of whole grain as shown in List No. 1 or the products thereof as named in List No. 2, Feed, gluten, Flaked Bran, Flour, Flour (dry paste flour) not to exceed 4% of chemical ingredients, Flour, grain, with not to exceed 6% chemical constituents, Germ, Grain, broken, chopped, cracked, crimped, crushed, cut, flaked, ground, hulled, pulverized, rolled, skinned or split,</p> </td> <td style="vertical-align: top;"> <p>Grits, Groats, Hominy, Hominy Flakes, Hulls, whole or ground, Malt, Malt Sprouts, Mash, spent grain, Meal, gluten, Meal, manufactured from one or more commodities specified in Lists Nos. 1 and 2 and not more than 3% linseed oil cake meal with or without (not to exceed 2% of) other ingredient or ingredients, Middlings, Mill Feed, (Wheat Mixed Food consisting of Bran, Shorts or Middlings), Oats, rolled, Offal, including offal from manufacture of cooked cereals, Pearled Barley, Pummies, chopped or ground, Red Dog, Scourings, Screenings, ground (from grains specified in List No. 1, and not containing more than 5% flaxseed), Semolina, Semolina and Grain Flour, (manufactured from grains specified in List No. 1), Shorts, Skimmings.</p> </td> </tr> </table>	<p>Bran, Brewers' Flakes, Brewers' Grains, Cake or Meal (except Corn Oil Cake and Corn Germ Meal), Chaff, Chops, Clippings, Corn Cobs, whole or ground, Corn Steep Water, solid, dried, Distillers' Grains, Elevator Dust, Farina, Farina, containing not to exceed 3% other ingredients, Farina and Wheat Germ, containing not to exceed 2 1/2% of other ingredients, Feed, Animal or Poultry, consisting entirely of whole grain as shown in List No. 1 or the products thereof as named in List No. 2, Feed, gluten, Flaked Bran, Flour, Flour (dry paste flour) not to exceed 4% of chemical ingredients, Flour, grain, with not to exceed 6% chemical constituents, Germ, Grain, broken, chopped, cracked, crimped, crushed, cut, flaked, ground, hulled, pulverized, rolled, skinned or split,</p>	<p>Grits, Groats, Hominy, Hominy Flakes, Hulls, whole or ground, Malt, Malt Sprouts, Mash, spent grain, Meal, gluten, Meal, manufactured from one or more commodities specified in Lists Nos. 1 and 2 and not more than 3% linseed oil cake meal with or without (not to exceed 2% of) other ingredient or ingredients, Middlings, Mill Feed, (Wheat Mixed Food consisting of Bran, Shorts or Middlings), Oats, rolled, Offal, including offal from manufacture of cooked cereals, Pearled Barley, Pummies, chopped or ground, Red Dog, Scourings, Screenings, ground (from grains specified in List No. 1, and not containing more than 5% flaxseed), Semolina, Semolina and Grain Flour, (manufactured from grains specified in List No. 1), Shorts, Skimmings.</p>
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NOTE.- Steaming as a preliminary to further process of manufacture
to produce articles in this list shall not be considered cooking.

* Addition, Decision No. 67583

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Correction No. 7