

ORIGINAL

Decision No. 68047

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 relat-)
ing to the transportation of)
petroleum and petroleum products)
in bulk (commodities for which)
rates are provided in Minimum Rate)
Tariff No. 6-A).)

Case No. 5436
(Petition for Modification
No. 62)
(Filed August 14, 1964)

OPINION AND ORDER

Minimum Rate Tariff No. 6-A names minimum rates, rules and regulations for the transportation of petroleum and petroleum products in bulk in tank vehicles by petroleum contract carriers and city carriers between points in the State of California. By this petition, California Trucking Association seeks to amend the mixed shipment provisions of the above tariff to provide for mixing of interstate tonnage with intrastate tonnage in connection with volume tender shipments.¹

Petitioner alleges that the proposed revisions have been the subject of consideration by shippers and carriers affected and petitioner is informed and believes that the proposal is in the interest of both shippers and carriers, and is desired by them. It is asserted that the proposed amendment may result in some reductions; will ensure the continuing movement of volume tender traffic to for-hire motor carriers; and will provide just, reasonable and nondiscriminatory rates not otherwise provided by existing tariff provisions.

¹ Petitioner also requests that all common carriers be authorized to establish in their respective tariffs such modifications as may be prescribed by the Commission's order in this proceeding, including relief from the long- and short-haul provisions of Section 460 of the Public Utilities Code.

Copies of the verified petition were mailed to various petroleum shippers and carrier representatives on or about August 12, 1964. 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 reasonable and that the resulting minimum rates and charges will be just, reasonable and nondiscriminatory minimum rates and charges for the transportation involved. A public hearing is not necessary. The petition will be granted.

IT IS ORDERED that:

1. Minimum Rate Tariff No. 6-A (Appendix A of Decision No. 67154), as amended, is hereby further amended by incorporating therein, to become effective December 1, 1964, First Revised Page 18 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 and charges 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 rates and charges

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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. 67154, 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 13th day of October, 1964.

Frederick B. Holbrook
President
John P. Mitchell
George G. Grover
William W. Bennett

Commissioners

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

SECTION NO. 1 - RULES AND REGULATIONS (Continued)	Item No.																			
<p style="text-align: center;">UNITS OF MEASUREMENT TO BE OBSERVED</p> <p>1. Except as provided in paragraph 2, rates or accessorial charges shall not be quoted or assessed by carriers based upon a unit of measurement different from that in which the minimum rates and charges in this tariff are stated.</p> <p>2. Rates or accessorial charges may be quoted or assessed by carriers based upon a unit of measurement different from that in which the minimum rates and charges in this tariff are stated, provided (1) that the freight charges assessed are not less than those which would have been assessed had the rates and accessorial charges stated in this tariff been applied; and (2) that the carriers' shipping documents contain all the information necessary to compute the freight charges on the basis of the units of measurement provided in this tariff.</p>	180																			
<p style="text-align: center;">MINIMUM CHARGE</p> <p>The minimum charge per shipment shall be the charge at the applicable rate for the minimum weights of property designated in connection with the unit or units of carrier's equipment containing the shipment, as specified below:</p> <table border="1" style="margin-left: auto; margin-right: auto;"> <thead> <tr> <th rowspan="3" style="text-align: center;">COMMODITIES (As described in Item No. 30)</th> <th colspan="3" style="text-align: center;">MINIMUM WEIGHT IN POUNDS (Estimated Weight-See Item No. 140)</th> </tr> <tr> <th style="text-align: center;">Tank Truck or Tank Trailer(1)</th> <th style="text-align: center;">Tank Semi- trailer(2)</th> <th style="text-align: center;">Two Con- nected Tank Vehicles</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">Refined Petroleum Products, Black Oils and Crude Oil</td> <td style="text-align: center;">25,000</td> <td style="text-align: center;">40,000</td> <td style="text-align: center;">44,000</td> </tr> <tr> <td style="text-align: center;">Liquefied Petroleum Gas</td> <td style="text-align: center;">19,000</td> <td style="text-align: center;">34,000</td> <td style="text-align: center;">34,000</td> </tr> <tr> <td style="text-align: center;">Asphalt and Road Oil</td> <td style="text-align: center;">23,250</td> <td style="text-align: center;">43,000</td> <td style="text-align: center;">43,000</td> </tr> </tbody> </table> <p>(1) Including tank semitrailers having a length of less than 28 feet.</p> <p>(2) Tank semitrailers having a length of 28 feet or more.</p>	COMMODITIES (As described in Item No. 30)	MINIMUM WEIGHT IN POUNDS (Estimated Weight-See Item No. 140)			Tank Truck or Tank Trailer(1)	Tank Semi- trailer(2)	Two Con- nected Tank Vehicles	Refined Petroleum Products, Black Oils and Crude Oil	25,000	40,000	44,000	Liquefied Petroleum Gas	19,000	34,000	34,000	Asphalt and Road Oil	23,250	43,000	43,000	190
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<p style="text-align: center;">MIXED SHIPMENTS</p> <p>1. When two or more commodities for which different rates are provided are included in the same shipment, charges shall be computed at the separate rates upon the individual weights of the different commodities determined in accordance with the provisions of Item No. 140. The minimum charge shall be the highest determined in accordance with the provisions of Item No. 190 for any of the commodities contained in the mixed shipment. In the event a lower charge results by considering such commodities as if they were divided into two or more separate shipments, such lower charge shall apply.</p>	200																			

*2. When property consisting of part intrastate and part interstate tonnage is tendered as a single shipment, the intrastate portion may be charged for at the rate which would be applicable on such portion were the entire quantity intrastate in character. In no event shall the aggregate charge on the intrastate and interstate portions be less than the charge herein provided for an intrastate shipment of the same combined quantity. (See Note)

NOTE.-Applies only to volume tender shipments subject to the provisions of Item No. 510.

∅ Change }
* Addition } Decision No. 68047

EFFECTIVE DECEMBER 1, 1964

Issued by the Public Utilities Commission of the State of California,
San Francisco, California.
Correction No. 7