

ORIGINAL

Decision No. 68057

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
PACIFIC MOTOR TRUCKING COMPANY, a)
corporation, under Section 3666 of)
the Public Utilities Code, for an)
order permitting departure from)
provisions of Minimum Rate Tariffs)
Nos. 2 and 7.)

Application No. 46967
(Filed September 11, 1964)

OPINION AND ORDER

Pacific Motor Trucking Company, a corporation, operates as a highway common carrier, a highway contract carrier and a radial highway common carrier. It is currently authorized to transport asbestos ore, in bulk, in dump truck equipment at rates which are less than the minimum for Union Carbide Corporation from a mine near Condor Peak (San Benito and Fresno Counties), to the plant of Union Carbide Corporation near Welby (Monterey County). This authority is scheduled to expire on October 30, 1964.¹ Applicant's proposal herein is to secure permission under Section 3666 of the Public Utilities Code to continue to assess the currently authorized less than minimum rates for the transportation described above.

The asbestos ore which applicant transports is a crude low-valued commodity, is shipped in bulk, unprocessed, is relatively dense, and, like many other low-valued rock products, is easily scooped, shoveled or poured and is particularly susceptible to bulk handling with gravity dumping. The commodity is currently transported in open top gravity dump equipment loaded to maximum legal capacity.

¹Decision No. 66201 dated October 22, 1963, in Application No. 45642.

According to the application the transportation involved has been profitable under the authorized rates. A cost study appended to the application indicates that the transportation has been, and for the ensuing year will be, profitable.

Applicant states that, by agreement with the shipper, the minimum rate authority has been used only during periods of volume movement when two or more equipment combinations have been continuously assigned to the haul and that during the portion of the year when only one equipment combination was employed, the standard hourly rates provided in the minimum rate tariffs were used. The same procedure will be followed during the next twelve months.

The certificate of service shows that a copy of the application was served on California Trucking Association on September 10, 1964. No objection to the granting of the application has been received.

In the circumstances, it appears, and the Commission finds, that the proposed rates and governing rules 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 October 30, 1964.

IT IS ORDERED that:

1. Pacific Motor Trucking Company, a corporation, is hereby authorized to charge and collect rates less than the applicable minimum rates but not less than the rates set forth in Appendix A, attached hereto and by this reference made a part hereof, for the transportation of asbestos ore for the Union Carbide Corporation from a mine near Condor Peak (Fresno and San Benito Counties) to a plant site near Welby (Monterey County).

2. The authority granted herein shall, on and after October 30, 1964, supersede the authority granted by Decision No. 66201 and shall expire with October 30, 1965, unless sooner canceled, modified or extended by order of the Commission.

This order shall become effective October 30, 1964.

Dated at San Francisco, California, this 13th day of October, 1964.

Frederick B. Holdhoff
President
W. L. Fitchell
George C. Grover
William H. Smith

Commissioners

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

APPENDIX A

PACIFIC MOTOR TRUCKING COMPANY

Schedule of Minimum Rates for the
Transportation of Asbestos Ore for
Union Carbide Corporation

Section 1

Item 10 - Application of Rates - General

The minimum rates, rules and regulations set forth in Minimum Rate Tariff No. 7 are applicable to the transportation of asbestos ore, except as specifically provided in Sections 2 and 3.

Section 2

Item 20 - Rates in this section apply to the transportation of asbestos ore in bulk in dump truck equipment from a mine near Condor Peak (San Benito and Fresno Counties) to the plant of Union Carbide Corporation near Welby (Monterey County).

Item 30 - Minimum Weight

The rates in this section are subject to a minimum weight of 23 tons per shipment. The minimum weight shall be transported in one unit of equipment at one time.

Item 40 - Commodity Rates

Rates applicable when carrier's equipment is loaded by:

	<u>Rate Per Ton</u>
Consignor	\$ 2.75
Carrier	3.00

Section 3

Item 50 - Payments to Subhaulers

When subhaulers are used to perform the transportation service and/or loading service, such subhaulers shall receive from Pacific Motor Trucking Company not less than the following:

Rates applicable when carrier's equipment is loaded by:

	<u>Rate Per Ton</u>
Consignor	\$ 2.40
Carrier	2.75

End of Appendix