

ORIGINAL

Decision No. 68235

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of SPECIAL SERVICE)
TRANSPORTATION CORPORATION LTD.)
for Authority to depart from the)
rates, rules and regulations of)
Minimum Rate Tariff No. 2 under)
the provisions of Section 3666)
of the Public Utilities Code.)

Application No. 46990
(Filed September 21, 1964)
(Amended October 13, 1964)

OPINION AND ORDER

Applicant operates as a permitted carrier and as a certificated carrier. By Decision No. 66290 dated November 5, 1963, in Application No. 45724, it was authorized as a highway contract carrier to transport groceries, sugar and other articles for Certified Grocers of California under specified conditions at rates that are less than the established minimum rates. The authority is scheduled to expire with November 20, 1964. By this application, applicant seeks to continue the minimum rate deviation beyond the current expiration date.

Applicant alleges that the favorable transportation conditions upon which the rate deviation was based continue to prevail, the shipper has requested that the present deviation be continued, and applicant's experience over the past three years has proved the rates assessed to be fully compensatory. It is averred that the extension of the deviation herein sought provides the shipper with a valuable and necessary service and makes a valuable contribution to applicant's over-all revenue while allowing extraordinarily efficient utilization of equipment.

Applicant asserts that, by reason of the fact that the rates authorized by Decision No. 66290, supra, are subject to all increases and surcharges prescribed in supplements to Minimum Rate Tariff No. 2, it increased the class rates and the commodity rate on sugar involved herein by 2 cents per 100 pounds in July of 1964 to correspond with similar increases authorized by the Commission for the above tariff.¹ It is further asserted that such increases had the effect of offsetting the increased operating costs applicant has experienced over the past months.

Revenue and cost data submitted by applicant indicate that the operations involved will be profitable for the ensuing year.

Applicant states that copies of the application and amendment were served on California Trucking Association on or about September 21, 1964 and October 16, 1964, respectively. No objection to the granting of the application, as amended, has been received.

In the circumstances, it appears, and the Commission finds, that applicant's proposed rates are reasonable. A public hearing is not necessary. The application, as amended, will be granted. However, as the conditions surrounding the transportation may change at any time, the authority will be limited to one year.

In view of the expiration date of the current authority, the order which follows will be made effective on November 20, 1964.

IT IS ORDERED that:

1. Special Service Transportation Corporation, Ltd., is hereby authorized, as a highway contract carrier, to transport groceries, sugar and other articles for Certified Grocers of California at rates less than the applicable minimum rates but not less than

¹Decision No. 67443 dated June 26, 1964.

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those set forth in and subject to the conditions shown in Appendix A attached hereto and by this reference made a part hereof.

2. The authority granted herein shall, on and after November 20, 1964, supersede the authority granted by Decision No. 66290 and shall expire with November 20, 1965.

The effective date of this order shall be November 20, 1964.

Dated at San Francisco, California, this 17th day of November, 1964.

Fredrick B. Holbrook
President
Edith Mitchell
Creed K. Kragg
George J. Grover
William M. Beundt
Commissioners

APPENDIX A TO DECISION NO. 68235

Schedule of Minimum Rates, Including Limitations and Conditions
Applicable to the Transportation of Property for
CERTIFIED GROCERS OF CALIFORNIA by:
SPECIAL SERVICE TRANSPORTATION CORPORATION, LTD.

SECTION 1.

Item 1. Application of Rates - General

To the extent that Minimum Rate Tariff No. 2 prescribes minimum rates for the transportation of property, said minimum rates, rules and regulations are applicable to all shipments except as specifically provided in Section 2. See Exception.

Exception: The provisions of Items Nos. 200 to 230, inclusive, of said tariff will not apply in connection with the rates herein.

SECTION 2.

Item 2. Application of Rates - Commodities

- a. Rates in Item 4 apply to such articles as are regularly sold or offered for sale in retail or wholesale grocery establishments.
- b. Rates in Item 5 apply on sugar.

Item 3. Application of Rates - Limitations and Conditions

The rates in this section are subject to the performance of the following services and the adherence to the following conditions:

- a. The shipper or consignee, Certified Grocers of California, will provide motive power and driver to disconnect the connected sets of carrier's inbound or outbound trailers and spot said trailers at the shipping or receiving docks. Shipper or consignee will furnish necessary labor to load or unload carrier's trailers and provide motive power and driver to pull the loaded or unloaded trailers away from shipping or receiving docks and connect them together.
- b. Shipping documents must bear the notation "Shippers Load and Count".

- c. Carrier shall be absolved from liability and shall not accept liability for loss, damage, nonreceipt, or misdescription of the goods, other than that where the collision or overturning of the vehicle is the proximate cause thereof, provided the vehicle is received at destination with seals intact.
- d. When the unit of equipment is filled to full visible or weight capacity, subject to a minimum load of 30,000 pounds (groceries) or 44,000 pounds (sugar), it shall be considered as one shipment.
- e. Shipper shall be required to load the equipment as to comply with the State of California Vehicle Code.
- f. Shipper shall load split delivery shipments in inverse order for the carrier's convenience in making such deliveries.
- g. Rates shall apply only on the condition that for each haul of groceries northbound from San Fernando there shall be a haul of sugar southbound from Crockett to San Fernando or Los Angeles in the same equipment.

Item 4. Class Rates (In Cents Per 100 Pounds). ^{1/}

Property as described in Item 2(a)

From: 13571 Vaughn St., San Fernando, California

To: Retail grocery stores in Santa Barbara and San Luis Obispo Counties.

MILES OVER	BUT NOT OVER	MINIMUM WEIGHT 30,000 POUNDS ^{2/}				
		1	2	3	4	5
140	150	70	62	53	45	37
150	160	73	64	56	47	38
160	170	75	67	58	49	40
170	180	78	69	60	51	41
180	190	80	71	62	52	43
190	200	83	74	64	54	44
200	220	85	76	66	56	45
220	240	88	78	69	58	47
240	260	91	81	71	60	49
260	280	95	85	74	63	51

^{1/} Subject to all increases and surcharges prescribed in supplements to Minimum Rate Tariff No. 2.

^{2/} Subject to a minimum weekly aggregate tonnage of 300,000 pounds.

Item 5. Commodity: Sugar

From: California and Hawaiian Sugar Co., Crockett, California

To: 13571 Vaughn St., San Fernando, California

2601 So. Eastern Avenue, Los Angeles, California

<u>Rate</u> <u>(In Cents Per 100 Pounds)</u>	<u>Minimum Weight</u> <u>(In Pounds)</u>
(1)46	(2)44,000

- (1) Subject to all increases and surcharges prescribed in supplements to Minimum Rate Tariff No. 2.
- (2) Subject to a minimum weekly aggregate tonnage of 300,000 pounds.

(End of Appendix A)