

ORIGINALDecision No. 68716

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation into
 the rates, rules and 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. 5439
 Petition for
 Modification No. 35
 (Filed January 26, 1965)

SUPPLEMENTAL OPINION AND ORDER

By Decision No. 68711, entered today in Case No. 5432, et al., the Commission found that various minimum rate tariffs should be amended to reflect the adoption of National Motor Freight Classification A-8 and its California Supplement A-8 (CAL) in lieu of National Motor Freight Classification A-7 and its California Supplement A-7 (CAL). The decision also found that in order to avoid duplication of tariff distribution, Minimum Rate Tariff No. 9-B should be amended by separate order.

Therefore, good cause appearing,

IT IS ORDERED that:

1. Minimum Rate Tariff No. 9-B (Appendix A to Decision No. 67766, as amended) is further amended by incorporating therein, to become effective April 1, 1965, Second Revised Page 7 which is attached hereto and by this reference made a part hereof.
2. Tariff publications required to be made by common carriers as a result of the order herein may be made effective not earlier than the fifth day after the effective date of this order on not less than five days' notice to the Commission and to the public and such tariff

publications shall be made effective not later than April 1, 1965; and the tariff publications which are authorized but not required to be made by common carriers as a result of the order herein may be made effective not earlier than the fifth day after the effective date of this order, and may be made effective on not less than five 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, Decision No. 67766, as amended, shall remain in full force and effect.

The effective date of this order shall be five days after the date hereof.

Dated at San Francisco, California, this 9th day of March, 1965.

Fredrick B. Hallock
President
George T. Hoover
William G. Bennett
Commissioners

SECTION NO. 1 - RULES AND REGULATIONS

Item No.

DEFINITION OF TECHNICAL TERMS
(Items Nos. 10 and 11)

ARMORED CAR means any motor truck and/or other highway vehicle which has been armored with bullet resistant metal and/or bullet proof glass, and which is manned by an armed crew.

CARRIER means a carrier, as defined in the City Carriers' Act, or a radial highway common carrier, a highway contract carrier or a cement contract carrier, as defined in the Highway Carriers' Act.

CARRIER'S EQUIPMENT means any motor truck or other self-propelled highway vehicle, trailer, semitrailer, dolly or any combination of such highway vehicles operated by the carrier.

COMMISSION means the Public Utilities Commission of the State of California.

COMMON CARRIER RATE means any intrastate rate or rates of any common carrier or common carriers, as defined in the Public Utilities Act, lawfully on file with the Commission and in effect at time of shipment for transportation by land; also any interstate or foreign rate or rates of any common carrier or common carriers, as defined in the Public Utilities Act, applying between points in California and in effect at time of shipment and covering transportation exempt from rate regulation of the Interstate Commerce Commission under Section 203(b)(6) or Section 203(b)(8) of Part II of the Interstate Commerce Act.

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DEBTOR means the person obligated to pay the freight charges to the carrier, whether consignor, consignee or other party.

DISTANCE TABLE means Distance Table No. 5.

ESCORT SERVICE means the furnishing of pilot cars or vehicles by a carrier as may be required by any governmental agency to accompany a shipment for highway safety.

ESTABLISHED DEPOT means a freight terminal owned or leased and maintained by a carrier for the receipt and delivery of shipments.

GOVERNING CLASSIFICATION means National Motor Freight Classification A-8 (Cal) as governed by National Motor Freight Classification A-8.

HOLIDAYS mean New Year's Day, Washington's Birthday, Memorial Day, Fourth of July, Labor Day, Thanksgiving Day, December 24 and Christmas.

INDEPENDENT-CONTRACTOR SUBHAULER means any carrier who renders service for a principal carrier, for a specified recompense, for a specified result, under the control of the principal as to the result of the work only and not as to the means by which such result is accomplished.

PERMIT SHIPMENT means a shipment which because of its width, length, height, weight or size requires special authority from a governmental agency regulating the use of highways, roads or streets for the transportation of such shipment in whole or in part.

(Continued in Item No. 11)

Change, Decision No.

68716

EFFECTIVE APRIL 1, 1965

Issued by the Public Utilities Commission of the State of California,
San Francisco, California.

Correction No. 16