

ORIGINAL

69094

Decision No. _____

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 relating to the transportation)
of fresh or green fruits and vegetables)
and related items (commodities for which)
rates are provided in Minimum Rate)
Tariff No. 8).)

Case No. 5438
(Petition for Modification
No. 30)

SUPPLEMENTAL OPINION AND ORDER

Decision No. 68921, dated April 20, 1965, in the above proceeding, revised certain minimum rates and rules for the transportation of fresh or green fruits and vegetables and related items as provided in Minimum Rate Tariff No. 8.

In a number of cases, highway common carriers publish rates on the level of those authorized in Minimum Rate Tariff No. 8 on fresh fruits and vegetables and related commodities which are exempt from rate regulation under the above tariff. Decision No. 68921, supra, does not authorize common carriers to increase their published tariff rates on this traffic. This decision also does not authorize common carriers to maintain in their tariffs provisions which are currently more restrictive or produce charges greater than those contained in Minimum Rate Tariff No. 8 in connection with the rates and charges so established or in connection with rates and charges for transportation exempted from rate regulation as hereinbefore mentioned. The so-called "exempt" commodities here in question move in the same vehicles with and generally under the same conditions as

fresh fruits and vegetables. The circumstances which justified adjustments in the fruit and vegetable rates apply equally to such rates when applied on these other commodities. The Commission finds that the resulting increases in rates are justified.

The tariff pages appended to Decision No. 68921 do not reflect rates for the transportation of empty containers as provided in the decision. The necessary tariff revisions will be made by the order herein.

Inasmuch as the other rate revisions authorized by Decision No. 68921 are scheduled to become effective May 29, 1965, the order which follows will be made effective on the date hereof.

IT IS ORDERED that.

1. Minimum Rate Tariff No. 8 (Appendix "C" to Decision No. 33977, as amended) is further amended by incorporating therein to become effective May 29, 1965, Fifteenth Revised Page 29, Tenth Revised Page 31 and Tenth Revised Page 32 attached hereto and by this reference are made a part hereof.

2. The tariff rates, rules and regulations established by Decision No. 68921 and Ordering Paragraph 1 hereof may also be established by common carriers in connection with the transportation of commodities which are exempted from rate regulation under the provisions of Minimum Rate Tariff No. 8.

3. Any provisions currently maintained in common carrier tariffs, which are more restrictive than, or which produce charges greater than, those contained in Minimum Rate Tariff No. 8, are authorized to be maintained in connection with the rates, rules and regulations established by Decision No. 68921 and Ordering Paragraphs 1 and 2 hereof.

4. 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 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 pages incorporated in this order.

5. 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.

6. In all other respects, Decision No. 33977, as amended, and Decision No. 68921 shall remain in full force and effect.

This order shall become effective on the date hereof.

Dated at Los Angeles, California, this 18th day of May, 1965.

Frederick B. Holdhoff
President
John D. Mitchell
George L. Grover
William M. Bennett
Commissioners

Commissioner William M. Bennett, being necessarily absent, did not participate in the disposition of this proceeding.

Cancels

.. And.

Item No.	SECTION NO. 2 - DISTANCE COMMODITY RATES (In Cents per 100 Pounds)							
	FRUITS, NUTS AND VEGETABLES, INCLUDING MUSHROOMS, *◇ AND EMPTY CONTAINERS, as described in Item No. 40. (Items Nos. 300 and 301)							
MILES		MINIMUM WEIGHT IN POUNDS						
Over	But Not Over	Any Quantity	2,000	4,000	10,000	20,000	30,000	40,000
	0 3	90	61	51	33	25	21	16½
	3 5	90	61	51	33	26	22	17½
	5 10	91	61	53	35	27	23	19½
	10 15	92	61	55	36	29	24	20½
	15 20	94	62	58	37	30	25	21½
	20 25	96	62	59	38	32	26	22½
	25 30	97	63	60	39	33	27	23½
	30 35	98	64	61	42	34	28	24½
	35 40	99	65	62	43	35	29	25½
	40 45	100	66	63	45	36	30	27
	45 50	103	67	65	46	37	31	28
	50 60	105	71	66	47	39	33	29
	60 70	109	73	68	48	42	35	30
	70 80	111	75	70	50	44	37	31
	80 90	114	77	71	53	46	39	32
300	90 100	116	83	73	55	47	40	33
	100 110	118	86	76	59	48	41	35
	110 120	122	88	78	61	50	43	37
	120 130	124	90	81	64	51	45	38
	130 140	125	92	83	66	53	46	40
	140 150	127	94	85	69	54	47	42
	150 160	129	96	87	71	55	48	43
	160 170	133	98	88	73	57	50	44
	170 180	136	101	89	74	59	52	46
	180 190	137	102	90	75	61	53	47
	190 200	139	103	91	76	63	55	48
	200 220	140	107	94	77	65	57	50
	220 240	144	109	96	80	67	59	52
	240 260	146	110	98	82	69	61	54
	260 280	148	112	101	84	71	63	56
	280 300	151	114	103	86	73	65	59
	300 325	154	119	107	91	75	67	61
	325 350	157	121	109	95	78	70	64
	350 375	163	125	113	97	81	73	67
	375 400	166	129	117	100	84	76	70
	400 425	170	134	120	105	88	79	73
	425 450	173	137	126	108	91	83	76
	450 475	177	141	130	111	93	86	78
	475 500	181	145	133	115	97	88	81
	500 525	184	149	136	119	100	92	83

525	550	188	152	139	123	103	94	86
550	575	194	156	144	126	106	97	89
575	600	196	160	147	129	109	100	91
600	625	199	163	149	132	113	102	93
625	650	203	167	155	136	116	105	95
650	675	207	170	159	141	119	108	98
675	700	212	173	162	144	122	110	100
For distances over 700 miles add for each 25 miles or fraction thereof								
		3½	3½	3	3	3	3	2½

(Continued in Item No. 301)

(1) Rates subject to minimum weights of 30,000 pounds or over do not apply to transportation of the following commodities:--Berries, Leeks, *Lettuce (Butter, Red Leaf and/or Romaine), Mushrooms, Onions (Green), Oyster Plant (Salsify), Parsley, Parsnips with tops, **Spinach (loose).

/ Change)
 * Addition)
 ◇ Increase)
 ○ No change)
 ◊ Reduction)
 ** Eliminated)

Decision No. 69094

EFFECTIVE MAY 29, 1965

Issued by the Public Utilities Commission of the State of California,
San Francisco, California.
Correction No. 441

Item No.	SECTION NO. 2 - DISTANCE COMMODITY RATES (In Cents per 100 Pounds)
310	EMPTY CONTAINERS, as described in Item No. 40. (Items Nos. 310 and 311)
	<p>Rates for the transportation of empty containers transferred to Item No. 300.</p>
<p>◇ Increase, Decision No. 69094</p>	
<p>EFFECTIVE MAY 29, 1965</p>	
<p>Issued by the Public Utilities Commission of the State of California, San Francisco, California.</p> <p>Correction No. 442</p>	

Item No.	SECTION NO. 2 - DISTANCE COMMODITY RATES (In Cents per 100 Pounds)
311	<p data-bbox="305 425 1420 476">EMPTY CONTAINERS, as described in Item No. 40. (Items Nos. 310 and 311)</p> <p data-bbox="553 1069 1040 1184">Rates for the transportation of empty containers transferred to Item No. 300.</p>
<p data-bbox="363 1944 999 2009">◇ Increase, Decision No. 69094</p>	
<p data-bbox="826 2099 1181 2150">EFFECTIVE MAY 29, 1965</p>	
<p data-bbox="338 2176 1404 2254">Issued by the Public Utilities Commission of the State of California, San Francisco, California.</p> <p data-bbox="214 2254 503 2292">Correction No. 443</p>	