

69412

ORIGINAL

Decision No. _____

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the application of)
KEENEY TRUCK LINES, INC., a Cali-)
fornia corporation, for authority)
under Section 3666 of Highway)
Carriers' Act and under Section)
4015 of City Carriers' Act, to)
continue to charge other than)
minimum rates on Grain, Grain)
Products and other articles trans-)
ported for GENERAL MILLS, INC.)
under rights granted under Decision)
67490 of July 7, 1964.)

Application No. 47620
(Filed May 27, 1965)

OPINION AND ORDER

Applicant holds highway contract carrier and city carrier permits. By Decision No. 67490 dated July 7, 1964, in Application No. 46641, Keeney Truck Lines, Inc., was authorized to assess monthly vehicle unit rates and charges which are less than the minimum rates and charges between specified points in southern California for transportation of all commodities for General Mills, Inc. The authority is scheduled to expire with July 31, 1965.

By this application, authority is sought to continue to charge less than the established minimum rates, to increase the rates for a three-axle van truck and helper service and to add an overtime hourly rate for helper service.¹

Since 1938 applicant and its predecessors have been authorized to perform the transportation services herein involved at rates less than those which otherwise would be applicable as

¹ No authority for the increase is required inasmuch as applicant performs the transportation as a permitted carrier for which only minimum rates have been established. Authority to continue the use of the sought rates beyond July 31, 1965, is required, however, inasmuch as the rates differ from the minimum rates otherwise applicable.

minimum. The authorization has been extended from year to year, with revisions and increases in the rates as necessary.

The application shows that the higher rates herein proposed have been assessed since June 1, 1964, and that the overtime hourly rate for helper service has been in effect since September 1, 1964. It is asserted that the proposed deviation will be beneficial to both the shipper and applicant.

Revenue and expense data submitted by applicant indicate that the transportation involved has been profitable and reasonably may be expected to be profitable for another year.

The application was listed on the Commission's Daily Calendar of May 28, 1965. The certificate of service shows that a copy of the application was mailed to California Trucking Association on May 26, 1965. No objection to the granting of the application has been received.

In the circumstances, it appears, and the Commission finds, that the proposed rates are reasonable and consistent with the public interest. A public hearing is not necessary. The application should be granted. However, as the conditions surrounding the transportation may change, this authority will be made to expire at the end of one year.

In view of the impending expiration date of the current authority, the order which follows will be made effective July 31, 1965.

IT IS ORDERED that:

1. Keeney Truck Lines, Inc., is hereby authorized to depart from the provisions of the minimum rate orders otherwise applicable to the services which it performs for General Mills, Inc. to the extent specifically provided in Appendix A attached hereto and by this reference made a part hereof and to assess rates less than the minimum rates otherwise applicable for such services

but not less than the rates set forth in and subject to the conditions shown in said Appendix A.

2. The authority herein granted shall, on and after July 31, 1965, supersede the authority granted by Decision No. 67490 and shall expire with July 31, 1966.

The effective date of this order shall be July 31, 1965.

Dated at San Francisco, California, this 13th day of July, 1965.

Frederic B. Holdoff
President
George J. Hoover
Augusta

William A. Bennett
Commissioners

Commissioner Peter E. Mitchell, being necessarily absent, did not participate in the disposition of this proceeding.

ITEM NO.

RULES AND REGULATIONS

APPLICATION OF RATES - CARRIERS - COMMODITIES

- 5 Rates in this Appendix are applicable only for the transportation of all commodities for General Mills, Inc.

APPLICATION OF RATES - TERRITORY

Rates in this Appendix apply only within the territory hereinafter described:

- (1) Between points within the following described territory (see Note):

10 Commencing at San Clemente on U.S. Highway No. 101, thence northerly on said U.S. Highway No. 101 to San Juan Capistrano, thence northeasterly via State Highway No. 74 to the point said Highway No. 74 intersects State Highway No. 71 at a point two miles northwest of Elsinore, thence northwesterly along said Highway No. 71 to Corona, thence northeasterly along State Highway No. 18 to Colton, thence easterly along U.S. Highway No. 99 to the point said Highway No. 99 intersects U.S. Highway No. 395 at a point two miles south of San Bernardino, thence northerly along said Highway No. 395 to the point of intersection with a county road 1 mile east of Muscoy, thence via an airline drawn from said point of intersection through Alta Loma, Glendora, Monrovia and Altadena to La Canada, thence northwesterly along State Highway No. 118 to San Fernando, thence westerly along said Highway No. 118 to Chatsworth, thence southerly along State Highway No. 27 to the point where said highway, if extended, would meet the Pacific Ocean at a point approximately 5 miles northwest of Santa Monica, thence southerly along the shore line of the Pacific Ocean to point of beginning.

(NOTE. - Where the boundary line intersects the limits of an incorporated city, the boundary line shall follow the city limits so as to include the city within the above defined territory.)

- (2) Between points within the territory described in Paragraph(1)and points in the following counties:

Los Angeles, Orange, San Diego, Imperial, Riverside, San Bernardino, Ventura, Santa Barbara, San Luis Obispo, Kern, Inyo.

- (3) From Hemet, El Cajon, Atascadero and Victorville to points located in the counties named in Paragraph (2).

ITEM NO.

RULES AND REGULATIONS (Concluded)

BASIS FOR COMPUTING RATES

Charges on shipments transported under the provisions of this Appendix shall be computed in accordance with the following:

(1) <u>Type of Unit</u>	<u>Vehicle Unit Charge per Calendar Month</u>	<u>Excess Mileage Charge</u>
15 Two Axle Van Truck	\$ 1,165	21¢ *
Tractor Semi-Trailer Combination	\$ 1,460	36¢ *
Three Axle Van Truck	\$ 1,260	36¢ *

* Rates in cents per mile to be applied to the mileage, if any, by which the aggregate monthly mileage that all vehicle units subject to the same vehicle unit charge exceeds 1,250 miles multiplied by the number of said vehicle units.

- (2) Rates for helper service provided by applicant at request of General Mills, Inc.:
- a. \$4.90 per man hour for straight time hours.
 - b. \$5.75 per man hour for overtime hours.

(END OF APPENDIX A)