

Decision No. 69474

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Western Motor Tariff )	
Bureau, Inc. under the Shortened )	
Procedure Tariff Docket to amend )	Shortened Procedure
minimum charge provisions in certain )	Tariff Docket
of its tariffs insofar as such )	Application No. 47631
minimum charge provisions presently )	(Filed June 2, 1965)
apply to the transportation of Fresh )	
Fruits and Vegetables and certain )	
specified other commodities. )	

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., seeks authority to publish amendments in two of its tariffs; for and on behalf of carriers participating therein, which will adjust certain specific minimum charge provisions now applicable to the transportation of fresh or green fruits and vegetables and related commodities.<sup>1</sup>

In general, applicant proposes to substitute general commodity minimum charge provisions in Item No. 460 for specific fruit and vegetable minimum charge provisions in Items Nos. 5740, 5750 and 5760 of Tariff No. 111 and to substitute minimum charge provisions of Item No. 1280 for those in Item No. 5200 of Tariff No. 10.

Applicant states that the carriers participating in the above tariffs are authorized to transport general commodities or a

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<sup>1</sup>The tariffs are Western Motor Tariff Bureau, Inc., Agent, Local, Joint and Proportional Freight and Express Tariff No. 111, Cal. P.U.C. No. 15, and California Common Carrier Motor Freight Local and Joint Tariff No. 10, Cal.P.U.C. No. 2 (Interstate Freight Carriers Conference, Inc., Agent, series), hereinafter referred to as Tariff No. 111 and Tariff No. 10, respectively.

broad spectrum of general commodities and, in most cases, these authorities include the right to transport the specified commodities involved. It is further stated that applicant's proposal to publish and observe only one set of minimum charges for all commodities, instead of the two sets of minimum charges which now apply, will achieve uniformity of tariff provisions for the participating carriers. Applicant alleges that experience has shown the participating carriers that the cost of handling the specified commodities involved is no different, on a minimum charge basis, than the cost of handling general commodities and the carriers should accordingly be compensated in the same amount.

Applicant asserts that the increases resulting from application of the proposed minimum charge provisions would not increase the California intrastate gross revenue, either individually or jointly, of any of the carriers involved by as much as one percent.

Applicant avers that the subject matter herein involved was docketed for consideration at public hearing open to both shippers and carriers and was favorably considered under its Bureau General Commodity Docket No. 1305 dated April 12, 1965; no shippers appeared at the docket hearing in opposition to the proposed publication and no comments were received from shippers as a result of public notices that were sent out.

The application was listed on the Commission's Daily Calendar of June 3, 1965. No objection to the granting of the application has been received.

In the circumstances, it appears, and the Commission finds, that the publication of minimum charge provisions as specifically proposed in the application is justified. A public hearing is not necessary. The Commission concludes that the application should be granted.

IT IS ORDERED that:

1. Western Motor Tariff Bureau, Inc., is hereby authorized to publish, on behalf of carriers participating in its Western Motor Tariff Bureau, Inc., Agent, Local, Joint and Proportional Freight and Express Tariff No. 111, Cal.P.U.C. No. 15, and California Common Carrier Motor Freight Local and Joint Tariff No. 10, Cal. P.U.C. No. 2 (Interstate Freight Carriers Conference, Inc., Agent, series), minimum charge provisions as specifically proposed in this application.

2. Tariff publications authorized to be made as a result of the order herein may be made effective not earlier than thirty days after the effective date of this order on not less than thirty days' notice to the Commission and to the public.

3. The authority herein granted shall expire unless exercised within sixty days after the effective date of this order.

This order shall become effective twenty days after the date hereof.

Dated at San Francisco, California, this 27th day of July, 1965.

Frederick B. Holshoff  
President  
George E. Hoover  
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Commissioners

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

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