

ORIGINAL

Decision No. 69505

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 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. 5432
Petition for Modification
No. 385
(Filed June 21, 1965)

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 property in the City and County of)
San Francisco, and the Counties of)
Alameda, Contra Costa, Lake, Marin,)
Mendocino, Monterey, Napa, San Benito,)
San Mateo, Santa Clara, Santa Cruz,)
Solano and Sonoma.

Case No. 5441
Petition for Modification
No. 92
(Filed June 21, 1965)

OPINION AND ORDER

By these petitions, California Trucking Association seeks amendment of the rules and regulations in three of the Commission's minimum rate tariffs relating to certain accessorial services performed by city carriers and highway carriers in connection with pool car shipments.¹ Petitioner asks that all common carriers be

¹ The tariff provisions involved are published in paragraph 3(a) in the following items of the tariffs indicated:

- Item No. 179, Minimum Rate Tariff No. 2 (Statewide)
- Item No. 221, City Carriers' Tariff No. 1-A (San Francisco Drayage Area)
- Item No. 281, Minimum Rate Tariff No. 1-B (East Bay Drayage Area)

authorized to establish in their respective tariffs all such modifications as may be prescribed by the Commission's order in these proceedings, including relief from the long- and short-haul provisions of Section 460 of the Public Utilities Code.

Specifically, petitioner proposes that the provisions in each of these tariffs relating to the charge to be assessed for clerical services be amended to read as follows:

"3. (a) A clerical service charge of 60 cents per component is to be assessed on each and every component that the carrier unloads and/or segregates and delivers to the consignee, subconsignee, their agents or to other carriers. This charge covers the services of preparing delivery instructions, issuance of freight bills to each subconsignee or shipper and accounting therefor, and/or the processing of similar documents prepared by the shipper and accounting therefor."²

Petitioner alleges that the present provisions of paragraph 3(a) are rather indefinite as to their application with the result that they have been subject to misinterpretation by the tariff user. The purpose of this proposal, petitioner further alleges, is to clarify the present tariff provisions so as to insure the uniform application of such provisions by all carriers involved.

The petitions were listed on the Commission's Daily Calendar of June 22, 1965. Copies of the verified petitions were mailed to various chambers of commerce, shipper organizations and carrier representatives on or about June 18, 1965. No objection to the granting of the petitions has been received.

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The accessorial service charge of 60 cents was increased to 62 cents, effective August 1, 1965, pursuant to Decisions Nos. 69322, 69323 and 69324 dated June 29, 1965, in Cases Nos. 5432 and 5441 (Petitions Nos. 375 and 89), respectively.

In the circumstances, it appears, and the Commission finds, that petitioner's proposal, as hereinafter modified, is reasonable and consistent with the public interest, and that the resulting minimum rates will be just, reasonable and nondiscriminatory minimum rates for the accessorial services involved. A public hearing is not necessary. The petitions, as modified, should be granted. The increased charges granted subsequent to the filing of the instant petitions by Decisions Nos. 69322, 69323 and 69324, supra, for the clerical services involved will be maintained in the tariff amendments authorized. Minimum Rate Tariff No. 2 will be amended accordingly by the order herein. In order to avoid duplication of tariff distribution, City Carriers' Tariff No. 1-A and Minimum Rate Tariff No. 1-B will be amended by separate orders in Case No. 5441.

IT IS ORDERED that:

1. Minimum Rate Tariff No. 2 (Appendix D to Decision No. 31606, as amended) is hereby further amended by incorporating therein, to become effective September 11, 1965, Eleventh Revised Page 21-C 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 tenth day after the effective date of this order on not less than ten days' notice to the Commission and to the public and such tariff publications shall be made effective not later than September 11, 1965.

3. Common carriers, in establishing and maintaining the rule 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 rule 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. 31606, as amended, shall remain in full force and effect.

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

Dated at San Francisco, California, this 3rd day of August, 1965.

Fredrick B. Holshoff
President

Augusta
William C. Brown

Commissioners

Commissioner George G. Grover, being necessarily absent, did not participate in the disposition of this proceeding.

Item No.	SECTION NO. 1 - RULES AND REGULATIONS OF GENERAL APPLICATION (Continued)
ø179	<p style="text-align: center;">POOL SHIPMENTS (Concluded) (Items Nos. 176, 177 and 179)</p> <p>3. Accessorial Services:</p> <p>ø(a) A clerical service charge of 62 cents per component part is to be assessed on each and every component that the carrier unloads and/or segregates and delivers to the consignee, subconsignee, their agents or to other carriers. This charge covers the services of preparing delivery instructions, issuance of freight bills to each subconsignee or shipper and accounting therefor, and/or the processing of similar documents prepared by the shipper and accounting therefor.</p> <p>(b) Listing and reporting marked weights, gallonage or serial numbers, 1½ cents per line, per package or piece, minimum charge 52 cents per component part.</p> <p>(c) Marking, tagging, stenciling or labeling, 1½ cents per package or piece, minimum charge 85 cents per component part.</p> <p>(d) Advancing, prorating and collecting inbound freight charges of other carriers, 1 percent of amount advanced, minimum charge 85 cents per component part.</p> <p>(e) Advancing or prepayment of outbound freight charges to other carriers, 62 cents per component part.</p> <p>(f) Breaking down, leveling off, installing dunnage in pool cars stopped for partial unloading will be charged as provided in Item No. 145 for helpers, plus the cost of dunnage.</p> <p>(g) Storage will be charged as provided in Item No. 141 when carrier through no fault of its own is unable to effect delivery of a component part.</p> <p>(h) Replacing damage-free equipment in pool cars, or any other accessorial service not provided for elsewhere shall be charged at the hourly rates provided in paragraph (a) of Item No. 145.</p> <p>(i) In addition to the other accessorial charges provided herein special handling charges based on the total weight of the component part shall be assessed as follows:</p> <p>(1) For each component part on which delivery is taken at carrier's terminal; 21 cents per 100 pounds, minimum charge \$1.05.</p> <p>(2) When, through no fault of carrier, all pieces comprising one component part are not picked up at one specific time on delivery taken at carrier's terminal, charges shall be assessed as set forth under subparagraph (1) hereof plus an additional charge of 21 cents per 100 pounds, minimum charge \$1.05.</p>

Change, Decision No. 69505.

EFFECTIVE SEPTEMBER 17, 1965

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

Correction No. 1655

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