

ORIGINAL

Decision No. 69713

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
SIERRA DISTRIBUTING, LTD., for the)
authorization to transport bulk)
salt and sugar in shipper owned)
containers at rate below Minimum)
Rate Tariff No. 2.)

Application No. 47811
(Filed August 16, 1965)
(Amendment Filed August 26, 1965)

OPINION AND ORDER

Sierra Distributing, Ltd., holds radial highway common carrier, highway contract carrier and city carrier permits. By Decision No. 67945 dated September 30, 1964, in Application No. 46888, as amended, it was authorized to charge rates less than the minimum rates otherwise applicable for the transportation of (1) bulk salt and sugar for Campbell Soup Company between Sacramento, on the one hand, and Newark, Tracy and Crockett, on the other hand; and (2) for return movements of used empty bins from Sacramento to Newark, Crockett, Tracy, Woodland, Manteca and Clarksburg. The current authority is scheduled to expire with October 7, 1965. By this application, as amended, applicant seeks an extension of the current authority without change for an additional one-year period.

Applicant alleges that continuously since 1958 it has hauled all the bulk salt and sugar for Campbell Soup Company from Newark, Tracy and Crockett to Campbell's Sacramento plant. As recited in Decision No. 67945, supra, this hauling is of a specialized nature and the movements occur throughout the year with peak volume

during the canning season. According to applicant, all of the loading and unloading service is performed by the shipper and consignee by means of fork lift equipment without the physical assistance of applicant's employees. Applicant states that its experience and the shipper's cooperation assure the efficient use of applicant's equipment resulting in substantial economies for the operations performed under this authority. Applicant further alleges that its revenues and earnings for the transportation involved under the current authority have proven profitable and will continue to be profitable under rates the same as those currently authorized.

Applicant asserts that continuation of the current rate authority will provide reasonable rates upon which it and the shipper may plan and project future shipment costs throughout the production seasons of 1965-1966. It further asserts that the granting of this application, as amended, will have no adverse effect on other modes of transportation.

Revenue and expense data submitted with the application indicate that the transportation involved has been profitable and reasonably may be expected to be profitable for the ensuing year.

The certificate of service shows that a copy of the amended application was mailed to California Trucking Association, Campbell Soup Company, California Hawaiian Sugar Refining Corporation and Spreckels Sugar Company on August 25, 1965. The application and the amendment thereto were listed on the Commission's Daily Calendar of August 17 and August 27, 1965, respectively. No objection to the granting of the application, as amended, has been received.

In the circumstances, it appears, and the Commission finds, that applicant's proposed rates are reasonable for the transportation involved. A public hearing is not necessary. We conclude that the application, as amended, should be granted. In view of the impending expiration date of the current authority, the order which follows will be made effective October 7, 1965.

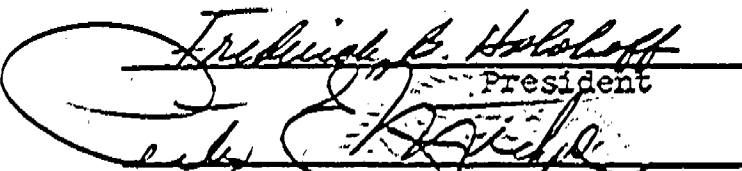
IT IS ORDERED that:

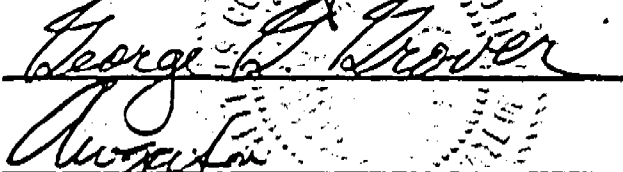
1. Sierra Distributing, Ltd., is hereby authorized to transport salt, sugar and used empty bins for Campbell Soup Company at rates less than the established minimum rates but not less than those set forth in, and subject to the provisions specified in, Appendix A attached hereto and by this reference made a part hereof.


2. The authority herein granted shall, on and after October 7, 1965, supersede the authority granted by Decision No. 67945 and shall expire with October 7, 1966.

This order shall become effective October 7, 1965.

Dated at San Francisco, California, this 25th day of September, 1965.



President


Commissioner


Commissioners

Appendix A to Decision No. 69713

SIERRA DISTRIBUTING, LTD.

Item No. 1

- COMMODITY: Common Salt, in shipper owned bins of not less than 60 cubic feet capacity.
- BETWEEN : Campbell Soup Company plant, Sacramento, on the one hand,
- AND : Newark, on the other hand.
- RATE : 25 cents per 100 pounds, subject to Note 1.
- COMMODITY: Refined Sugar, in shipper owned bins of not less than 60 cubic feet capacity.
- BETWEEN : Campbell Soup Company plant, Sacramento, on the one hand,
- AND : Newark, Tracy and Crockett, on the other hand.
- RATE : 25 cents per 100 pounds, subject to Note 1.
- NOTE 1 : Minimum weight 45,000 pounds per shipment. Rate applies to the combined weight of the commodity and bins. The weight of the bins must be shown separately on the bill of lading and may not be used to make up the minimum weight of the shipment.
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Item No. 2

- COMMODITY: Used empty BINS, for return paying load of commodities in Item No. 1.
- FROM : Campbell Soup Company plant, Sacramento.
- TO : Newark, Crockett, Tracy, Woodland, Manteca and Clarksburg.
- RATING : 50% of 4th class rating subject to a minimum rate of 30 cents per 100 pounds.
- MINIMUM : 2,000 pounds per shipment.
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Item No. 3

- LOADING AND UNLOADING CARRIER'S EQUIPMENT:
The loading and unloading of carrier's equipment will be performed by the shipper's lift trucks. One hour free time will be allowed for loading and unloading bins commencing from the time carrier's equipment is placed at the designated loading or unloading place. Delay in excess of free time will be charged for as provided in Item No. 145 of Minimum Rate Tariff No. 2.
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Item No. 4

- OTHER PROVISIONS:
All other provisions of Minimum Rate Tariff No. 2 are to apply.
- END OF APPENDIX A