

ORIGINAL

Decision No. 69860

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 property within)
San Diego County (transportation for)
which rates are provided in Minimum)
Rate Tariff No. 9-B).)

Case No. 5439
(Petition for Modification
No. 38)
(Filed August 2, 1965)

OPINION AND ORDER

By this petition, California Trucking Association proposes to amend the description of petroleum and petroleum products in Minimum Rate Tariff No. 9-B. This description contains a listing of the individual articles and the tariff provides an exception rating on such commodities. Petitioner asks that common carriers be directed to establish in their respective tariffs such modifications as may be prescribed by the Commission's order in this proceeding, including relief from the long- and short-haul provisions of Section 460 of the Public Utilities Code.

Petitioner states that, by Decision No. 69170 dated June 1, 1965, the Commission amended the description of packaged petroleum and petroleum products in Minimum Rate Tariff No. 2 to conform to the description of such commodities in the Governing Classification. It is averred that Minimum Rate Tariff No. 9-B should be amended in order to maintain a uniformity of commodity descriptions between similar commodity listings in the various minimum rate tariffs. Petitioner asserts that the proposed change will have no effect upon the applicable rates, that it is a change in format only, and that it will result in a description of commodities similar to that set forth in Minimum Rate Tariff No. 2.¹

¹Minimum Rate Tariff No. 2 is subject to provisions of National Motor Freight Classification A-8 (CAL) as governed by National Motor Freight Classification A-8, collectively referred to herein as the Governing Classification.

The petition was listed on the Commission's Daily Calendar of August 3, 1965. Copies of the verified petition were mailed to various chambers of commerce, shipper organizations and carrier representatives on or about July 30, 1965. No objection to the granting of the petition has been received. A public hearing is not necessary.

In the circumstances, it appears, and the Commission finds, that petitioner's proposal should be adopted as set forth in the ensuing order. The Commission concludes that to this extent the petition should be granted. Minimum Rate Tariff No. 9-B will be amended accordingly by the order herein.

IT IS ORDERED that:

1. Minimum Rate Tariff No. 9-B (Appendix "A" of Decision No. 67766, as amended) is hereby further amended by incorporating therein, to become effective December 4, 1965, First Revised Page 41 attached hereto and by this reference made a part hereof.
2. Tariff publications authorized 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 if filed not later than sixty days after the effective date of the minimum rate tariff page incorporated in this order.
3. Common carriers, in establishing and maintaining the commodity description 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 commodity description 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. 67766, 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 26th day of October, 1965.

Frederick B. Holcomb
President
George C. Hoover
Augusta

Commissioners

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

SECTION NO. 1 - RULES AND REGULATIONS (Concluded)	Item No.
EXCEPTIONS TO GOVERNING CLASSIFICATION (Concluded)	
<p>(Applies in connection with rates making specific reference hereto.)</p> <p>Petroleum or Petroleum Products, in Packages, viz.:</p> <p>Petroleum or Petroleum Products, including compounded oils or greases having a petroleum base, as described under the heading "Petroleum Products Group" in the Governing Classification.</p> <p>Asphalt, liquid, as described in Item 15220 of the Governing Classification.</p> <p>Asphalt, solid, as described in Item 15240 of the Governing Classification.</p> <p>Gas, Petroleum Liquefied, compressed, as described in Item 86140 of the Governing Classification.</p> <p>Lubricant, Grease Binder (lubricating grease having a petroleum base, combined with cotton, jute or wool or other binder, not oiled waste).</p>	
ø Change, Decision No. 69860	
EFFECTIVE DECEMBER 4, 1965	
Issued by the Public Utilities Commission of the State of California, San Francisco, California. Correction No. 32	