

**ORIGINAL**

Decision No. 70038

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
THE PAPER TRANSPORT COMPANY, a cor- )  
poration, for an order authorizing )  
departure from the rates, rules and )  
regulations of Minimum Rate Tariff )  
No. 2, pursuant to the provisions )  
of Section 3666 of the Public Util- )  
ities Code, for the transportation )  
of glass containers from Saugus, )  
California. )

Application No. 48015  
(Filed October 29, 1965)

OPINION AND ORDER

The Paper Transport Company, a corporation, holds a highway contract carrier permit. By Decision No. 68301 dated November 30, 1964, as amended by Decision No. 68391 dated December 22, 1964, in Application No. 46790, it was authorized to assess less-than-minimum rates based upon 65 percent of the fifth class rates named in Minimum Rate Tariff No. 2, subject to a minimum weight of 30,000 pounds, for the transportation of glass containers for Thatcher Glass Company (Thatcher) from that company's plant at Saugus to specified consignees at Van Nuys, Covina, North Long Beach and the City of Industry. The authority is scheduled to expire December 20, 1965. By this application, authority is sought to continue to assess the same less-than-minimum rates as are now in effect for the above transportation.

By Decision No. 68301, supra, the rates in issue were found by the Commission to be reasonable on the basis of evidence received at public hearing on September 11, 1964. The evidence showed that the equipment used for this transportation is also used for the return of empty trays, fillers and pallets to Saugus. Shipments of glass containers are loaded by the shipper and unloaded by the consignee with forklift equipment without the presence of the line-haul driver and tractor and without expense to the carrier except that, at Thatcher's plant, applicant's night tie-down man tarps and ties down the loads and positions the trailer equipment with a yard tractor. The evidence also showed that the shipper would explore the use of hourly rates for the service or proprietary trucking operations in the event the original application was not granted and that transportation, under the hourly rates, would be unsatisfactory and uneconomical as the carrier would not be able to spot its trailers for loading and unloading and charges would accrue for the standby time of the line-haul power unit and driver during such loading and unloading operations.

Applicant states that it has transported glass containers at the authorized rates on a compensatory basis. Revenue and expense data submitted by applicant 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 application was mailed to California Trucking Association and other interested parties on October 28, 1965. The application was listed on the Commission's Daily Calendar of November 1, 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. A public hearing is not necessary. The Commission concludes that the application should be granted. Because the transportation conditions involved herein may change at any time, the authority will be granted for a one-year period. In view of the impending expiration date of the current authority, the order which follows will be made effective December 20, 1965.

IT IS ORDERED that:

1. The Paper Transport Company is authorized to transport glass bottles, carboys, demijohns and jars, not over one gallon capacity, for Thatcher Glass Company from Saugus to the destinations named in Appendix A attached hereto and by this reference made a part hereof at rates less than the established minimum rates but not less than those specified in, and subject to the conditions set forth in, said Appendix A.

2. The authority herein granted shall, on and after December 20, 1965, supersede the authority granted by Decision No. 68301, as amended by Decision No. 68391, and shall expire with December 20, 1966.

This order shall become effective December 20, 1965.

Dated at San Francisco, California, this 30<sup>th</sup> day of November, 1965.

Friedrich C. Hildehoff  
President  
City of San Francisco  
George L. Brown  
Dalmon L. Brown  
Commissioners

Commissioner A. W. Getov, being necessarily absent, did not participate in the disposition of this proceeding.

APPENDIX A TO DECISION NO. 70038

THE PAPER TRANSPORT COMPANY

APPLICATION OF RATES FOR TRANSPORTATION

By: THE PAPER TRANSPORT COMPANY (Carrier)

For: THATCHER GLASS COMPANY (shipper)

From: Thatcher Glass Company, Saugus.

To: Vita Pakt, Covina; Dominion Beverage, Ltd., North Long Beach; Kern Foods, Inc., City of Industry; and Anheuser-Busch, Van Nuys.

Commodity: Glass containers, viz: bottles, jars, carboys and demi-johns (not over one gallon capacity).

Rates: Sixty-five percent of the minimum fifth class rates set forth in Minimum Rate Tariff No. 2 in effect on date of shipment, subject to the following conditions:

1. Minimum Weight: The minimum weight shall be 30,000 pounds per shipment.
2. Loading and Unloading: The shipment shall be loaded by consignor and unloaded by consignee with power equipment furnished by consignor or consignee without expense to the carrier. Carrier shall leave its trailers or semi-trailers for loading or unloading without the presence of its drivers.
3. In all other respects, the provisions of Minimum Rate Tariff No. 2 shall apply.

(End of Appendix A)