

ORIGINAL

Decision No. 70364

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Western Motor
 Tariff Bureau, Inc. under the
 Shortened Procedure Tariff
 Docket to publish for and on
 behalf of certain of its
 participating carriers tariff
 provisions resulting in
 increases because of the publi-
 cation of an arbitrary charge
 on traffic passing over a spec-
 ific section of highway.

Shortened Procedure
 Tariff Docket
 Application No. 48102
 (Filed December 7, 1965)

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., seeks authority to publish an arbitrary rate of seven cents per 100 pounds to be added to the applicable rates on shipments of petroleum products to or from points located beyond 9-Mile Canyon Road Bridge when such points must be reached via 9-Mile Canyon Road.¹

Applicant alleges that the sought arbitrary rate is necessary due to (1) the high transit time experienced by motor carriers operating in the said area which is extremely primitive; and (2) the mechanical strain upon carrier's equipment when operating under the conditions existing in the area. It is further alleged that 9-Mile

¹ This authority is sought for and on behalf of all carriers participating in Western Motor Tariff Bureau, Inc., Agent, Local Freight Tariff No. 33-B, Cal.P.U.C. No. 27 (Elmer Ahl, Agent, Series).

9-Mile Canyon Road Bridge is located in Tulare County and crosses the south fork of the Kern River on 9-Mile Canyon Road.

Canyon Road contains a high percentage of grades and that it takes approximately 6 hours, excluding unloading time, to depart from the junction of 9-Mile Canyon Road and U. S. Highway No. 395, make deliveries to various logging operation destinations in the area beyond the bridge and return to said junction, a round trip distance of 76 miles. Applicant declares that operations over average type topography for this distance would consume 1.9 hours. Based upon time, load and distance computations experienced, applicant avers that the proposed rate arbitrary of seven cents per 100 pounds would result in an extra charge of \$35.00 per loaded truck and trailer, which approximates the estimated added costs incurred.

Applicant states that the sought authority was formally considered by its Bulk Liquid Standing Rate Committee under its Docket No. 285 and the results of the committee's action thereon were circularized. No shippers or carriers registered any opposition to the establishment of the proposed rate.

Applicant asserts that the increase resulting from the proposal herein would not increase the California intrastate gross revenue of any of the carriers involved by as much as one percent.

The application was listed on the Commission's Daily Calendar of December 8, 1965. No objection to the granting of the application has been received.

In the circumstances, it appears, and the Commission finds, that publication of the arbitrary rate as proposed in this 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., Agent, is hereby authorized to publish on behalf of carriers participating in its Western Motor Tariff Bureau, Inc., Agent, Local Freight Tariff No. 33-B, Cal.P.U.C. No. 27 (Elmer Ahl, Agent, Series) the arbitrary rate 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 ninety days after the effective date of this order.

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

Dated as San Francisco, California, this 15th day of February, 1966.

Frederick B. Holsheff
President
George L. Tower
Augustin
William G. Benedict

Commissioners

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