

**ORIGINAL**

Decision No. 71145

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. 46)  
(Filed April 18, 1966)  
(Amended May 16, 1966)

SUPPLEMENTAL OPINION AND ORDER

Decision No. 71143 entered today in Case No. 5432

(Petition for Modification No. 418), et al., established a rule in Minimum Rate Tariff No. 2 and revised rules in City Carriers' Tariff No. 1-A and Minimum Rate Tariffs Nos. 1-B, 5 and 9-B for the free return transportation of empty pallets. The decision also provided that, in order to avoid duplication of tariff distribution, Minimum Rate Tariff No. 9-B should be amended by a separate order.

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 September 24, 1966, First Revised Page 26-A 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 24, 1966; and the tariff publications which are authorized but not 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, and may be made effective

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 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 said 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 16<sup>th</sup> day of August, 1966.

John E. Pritchard  
President

George E. Hoover

Augusta

William B. ...  
Commissioners

Commissioner Frederick B. Holboff, being necessarily absent, did not participate in the disposition of this proceeding.

SECTION NO. 1 - RULES AND REGULATIONS (Continued)	Item No.
<p data-bbox="636 384 991 417" style="text-align: center;">EMPTY PALLET RETURN</p> <p data-bbox="216 450 1290 672">(a) When palletized shipments are transported under truckload rates and are subject to minimum weights of not less than 20,000 pounds, empty pallets may be transported without charge when returning to the point of origin of an outbound palletized shipment or when transported for a return palletized shipment, subject to the terms and conditions in Notes 1, 2, 3 and 4.</p> <p data-bbox="216 703 1318 894">NOTE 1.--Palletized shipments must be loaded into carrier's equipment by the consignor and/or unloaded by the consignee with power equipment, as described in Item No. 11, furnished and used without expense to the carrier and when no services are performed by the carrier or at carrier's expense.</p> <p data-bbox="216 924 1331 1116">NOTE 2.--Shipper must indicate on shipping instructions that palletized shipments were loaded directly onto trailers by power-loading equipment operated by personnel furnished by shipper; and/or receivers must show on carrier's delivery receipt that such shipments were removed by power-loading equipment operated by personnel furnished by receiver.</p> <p data-bbox="216 1146 1314 1309">NOTE 3.--Shipping Documents (Bills of Lading) covering the shipment of empty returning pallets shall identify the palletized shipments. Shipping Documents (Bills of Lading) covering returning palletized loads shall identify the shipments of empty pallets.</p> <p data-bbox="216 1340 1298 1561">NOTE 4.--For the purpose of this item, empty pallets shall include pallets, platforms, or skids as described in Item 150370, Sub 1; Item 150380; Item 150390, Sub 2; or Item 150430, Sub 2, of the Governing Classification; six inches or less in height or nested solid (as defined in Rule 110 of the Governing Classification), and of wood, metal or wood and metal construction.</p> <p data-bbox="216 1592 1303 1686">(b) Carrier must assess applicable tariff charges on empty pallets under the conditions stated in Notes 5, 6, 7 and 8.</p> <p data-bbox="216 1717 1306 1852">NOTE 5.--If immediately upon receipt of a palletized shipment consignee fails to provide carrier with up to a like number of empty pallets for return to point of origin of the palletized shipment.</p> <p data-bbox="216 1882 1323 2074">NOTE 6.--When empty pallets are furnished by consignee and forwarded to origin point of a palletized shipment, if consignor immediately on receipt of empty pallets fails to provide carrier with a palletized shipment containing up to a like number of pallets loaded for shipment to consignee at point of origin of the empty pallets.</p>	<p data-bbox="1384 1207 1463 1240">6185</p>

NOTE 7.--For the transportation of all empty pallets in excess of those permitted by the provisions of Notes 5 and 6.

NOTE 8.--For the transportation of all empty pallets which do not comply with the provisions of this item.

∅ Change, Decision No. 71145

EFFECTIVE SEPTEMBER 24, 1966

Issued by the Public Utilities Commission of the State of California,  
San Francisco, California.  
Correction No. 46