

ORIGINALDecision No. 71216

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 cement and related products (commod-)
 ities for which rates are provided in)
 Minimum Rate Tariff No. 10).)

Case No. 5440
 (Petition for Modification
 No. 26)

SUPPLEMENTAL OPINION AND ORDER

Decision No. 70028, dated November 30, 1966, in this proceeding established a surcharge of one cent per 100 pounds as an interim increase in the rates in Minimum Rate Tariff No. 10, subject to an expiration date of October 1, 1966.

Said decision also directed the Commission's Transportation Division staff "to complete the studies which are necessary for a revision of the tariff, distribute the studies to known interested parties and report to the Commission when this has been accomplished in order that hearings may be scheduled for about August 1, 1966."

By a pleading filed July 20, 1966, the staff request that the Commission, by its ex parte order, extend the time originally set for hearings, as set forth in Decision No. 70028, to on or about October 1, 1966, and that the interim rate increase established by the Commission in Decision No. 70028 be continued in effect to December 31, 1966.

In support of its request, the staff states that it is currently conducting cost and rate-economic studies concerning the statewide transportation of cement and other commodities which are subject to the Commission's Minimum Rate Tariff No. 10; that the seasonal nature of the production and distribution of

cement in this State has delayed observations of shipping, transportation and receiving facilities which are necessary for the preparation of comprehensive cost and rate studies; and that, consequently, the staff would be unable to complete its investigation and distribute a report of its findings and recommendations on the date originally set.

Copies of the pleading were served on known interested parties. No protests have been received.

The Commission finds that the interim increase in cement rates established by Decision No. 70028 should be extended to December 31, 1966, and concludes that Minimum Rate Tariff No. 10 should be amended accordingly. Hearings in Petition No. 26 will be scheduled for receipt of the staff studies on or about October 1, 1966.

IT IS ORDERED that:

1. Minimum Rate Tariff No. 10 (Appendix A of Decision No. 44633, as amended) is further amended by incorporating therein, to become effective October 8, 1966, Supplement No. 3 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 shall be made effective not later than October 8, 1966.

3. Common carriers, in establishing and maintaining the rates 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 rates 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 the aforesaid Decision No. 44633, as amended, shall remain in full force and effect.

The effective date of this order shall be ten days after the date hereof.

Dated at San Francisco, California, this 30th day of AUGUST, 1966.

[Signature]
President
George H. Hoover
[Signature]

Commissioners

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

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

SPECIAL INCREASE SUPPLEMENT

SUPPLEMENT NO. 3
(Cancels Supplement No. 2)
(Supplements Nos. 1 and 3 Contain All Changes)
TO
MINIMUM RATE TARIFF NO. 10

NAMING

DISTANCE MINIMUM RATES

ALSO

RULES AND REGULATIONS

FOR THE

TRANSPORTATION OF CEMENT AND OTHER

COMMODITIES OVER THE

PUBLIC HIGHWAYS

WITHIN THE

STATE OF CALIFORNIA

BY

CITY CARRIERS

RADIAL HIGHWAY COMMON CARRIERS

HIGEWAY CONTRACT CARRIERS

AND

CEMENT CONTRACT CARRIERS

◇(1) APPLICATION OF SURCHARGE

Determine the applicable rate per 100 pounds from Section No. 2 and increase the rate so determined by one cent per 100 pounds.

◇(1) Expires with December 31, 1966, unless sooner canceled, changed or extended.

EFFECTIVE OCTOBER 8, 1966

◇ Change)
◇ Increase) Decision No. 71216

Issued by the
PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA
State Building, Civic Center
San Francisco, California