

**ORIGINAL**

Decision No. 71229

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application of )  
Sierra Distributing, Ltd. to depart )  
from the rates, rules and regula- )  
tions of Minimum Rate Tariff No. 2. )

Application No. 48621  
(Filed July 13, 1966)  
(Amended July 27, 1966)

OPINION AND ORDER

Sierra Distributing, Ltd., holds radial highway common carrier, highway contract carrier and city carrier permits. By Decision No. 69627 dated August 31, 1965, in Application No. 47744, as amended by Decision No. 71054 dated July 26, 1966, in Application No. 48577, applicant was authorized to: (1) make C.O.D. shipments part of split delivery shipments, (2) be relieved from applying the two-mile additive when split delivery service is performed at more than one point in the same metropolitan zone, incorporated city, extended area or community, and (3) assess a charge of 28 cents per 100 pounds for split delivery service in lieu of the charges otherwise applicable. The authority is applicable in connection with the transportation of property for Procter & Gamble Distributing Company (Procter & Gamble) from that shipper's plant at Sacramento to points in California north of a line running easterly-westerly through King City and Fresno, points in Fresno County on or south of that line and points in Kings and Tulare Counties. The current authority is scheduled to expire with September 7, 1966.

By this application, as amended, applicant seeks an extension of the current authority for a further one-year period. Applicant also proposes to increase the split delivery charge from 28 to 29 cents per 100 pounds.<sup>1</sup>

Applicant alleges that all of the conditions resulting in the establishment of the authority involved herein continue to exist. Applicant avers that the granting of the sought authority is necessary if it is to retain the shipper's business.

Revenue and expense data furnished 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 copies of the application and amendment were mailed to California Trucking Association on July 13 and 26, 1966, respectively. The application and amendment were listed on the Commission's Daily Calendar of July 14 and 28, 1966, respectively. No objection to the granting of the application, as amended, has been received.

In the circumstances, it appears, and the Commission finds, that the proposed charge and other conditions are reasonable for the transportation services involved. A public hearing is not necessary. The Commission concludes that the application, as amended, should be granted.

In view of the impending expiration date of the current authority, the order which follows will be made effective September 7, 1966.

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<sup>1</sup> No authority for the increase is required from this Commission, inasmuch as applicant is a permitted carrier for which only minimum rates have been established. Authority for the use of the sought rate after September 7, 1966, is required, however, inasmuch as it will be on a basis different from that prescribed in the minimum rate orders, and, in some instances, below the minimum rates otherwise applicable. According to applicant, the proposed increase in the split-delivery rate approximates the increase established in the minimum rates by Decision No. 70963 dated July 15, 1966, in Case No. 5432.

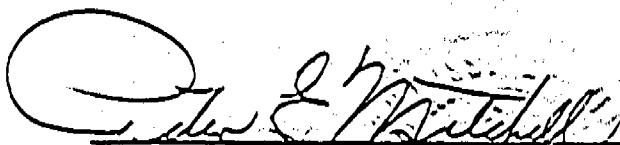

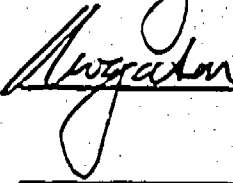
IT IS ORDERED that:

1. Sierra Distributing, Ltd., is hereby authorized to assess a charge for split delivery services less than the minimum charges otherwise applicable and to depart from the provisions of the minimum rate orders otherwise applicable as more particularly set forth in Appendix A attached hereto and by this reference made a part hereof.

2. The authority herein granted shall on and after September 7, 1966, supersede the authority granted by Decision No. 69627, as amended by Decision No. 71054, and shall expire with September 7, 1967.

The effective date of this order shall be September 7, 1966.

Dated at San Francisco, California, this 30<sup>th</sup> day of August, 1966.

  
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President  
  
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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.

APPENDIX A TO DECISION NO. 71229

The authority herein granted applies only in connection with property transported by Sierra Distributing, Ltd. (hereinafter called "the carrier") for the Procter & Gamble Distributing Company, from that company's plant at Sacramento to points in California north of a line running easterly-westerly through the Cities of King City and Fresno, points in Fresno County on and south of said line and points in Kings and Tulare Counties.

1. The carrier is authorized, in connection with split delivery shipments originating at Sacramento, to apply an additional charge of 29 cents per 100 pounds in lieu of the split delivery charge set forth in Item No. 171 of Minimum Rate Tariff No. 2. This charge shall be made in addition to the line haul rate.

2. The carrier is authorized, in connection with split delivery shipments originating at Sacramento, to not apply the EXCEPTION to subparagraph (a) of Item No. 170 of Minimum Rate Tariff No. 2.

3. The carrier is authorized to make collect on delivery (C.O.D.) shipments part of split delivery shipments when handled by it as a highway contract carrier, a city carrier, or a radial highway common carrier.

(End of Appendix A)