

ORIGINAL

Decision No. 71241

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
MUELLER TRUCK CO., a corporation,)
for authority to depart from the)
rates, rules and regulations of)
Minimum Rate Tariff No. 2 and)
Minimum Rate Tariff No. 5, under)
the provisions of the Highway)
Carriers' Act and of the City)
Carriers' Act.)

Application No. 48550
(Filed June 13 Amendment ✓
Filed August 11, 1966) ✓

SUPPLEMENTAL INTERIM OPINION AND ORDER

By Decision No. 71075 dated August 2, 1966, in this proceeding, Mueller Truck Co., a corporation, was authorized, on an interim basis, to transport sodium (soda) hypochlorite solution for The Clorox Company from Los Angeles to various points in southern California at rates less than the Commission's established minimum rates. ✓

By the amendment to the application, it seeks to have the above authority amended by deleting from Note 2 of Appendix A of Decision No. 71075 reference therein to the volume incentive service provisions of Minimum Rate Tariff No. 2 and clarifying the intended origin and destinations to which the authorized rates will apply. ✓

Applicant desires to correct errors in its original application and states that the points set forth in paragraph V of said application were described as points and places to which it had transported the commodity involved for The Clorox Company. Applicant alleges that it was not its intent that this list should be considered as comprising all of the points to which shipments had been made within the involved area, but only as exemplar points. Applicant

avers that its intent was that the rates should not apply from the plant of Clorox to the specific points named in its original application but from said plant to points and places within 160 miles thereof.

The certificate of service shows that copy of the application was mailed to California Trucking Association on August 10, 1966. The application was listed on the Commission's Daily Calendar of August 15, 1966. No objection to the proposed amendments has ✓ been received.

In the circumstances, it appears, and the Commission finds, that the rates resulting from the proposed amendments are reasonable and consistent with the public interest for the transportation involved. A public hearing is not necessary. The Commission concludes that the application should be granted.

IT IS ORDERED that:

1. Decision No. 71075 dated August 2, 1966, in Application No. 48550, is amended by substituting the following ordering paragraph in place and stead of Ordering Paragraph 1 thereof:

"1. Mueller Truck Co., a corporation, is authorized to transport sodium (soda) hypochlorite solution for The Clorox Company, from the Clorox plant located at 4333 Bandini Boulevard, Vernon, to customers of Clorox in southern ✓ California located at points within 160 miles of said plant at rates less than those named in Minimum Rate Tariffs Nos. 2 and 5, but not less than those named in Appendix A, attached hereto and by this reference made a part hereof."

2. Appendix A of Decision No. 71075 is amended by incorporating therein First Revised Page 2, attached hereto, in revision of Page 2.

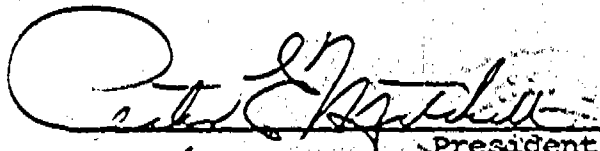
3. Appendix B of Decision No. 71075 is hereby canceled.

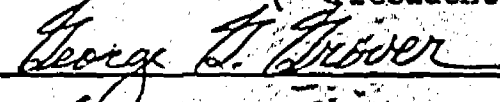
4. In all other respects, Decision No. 71075 shall remain in full force and effect.


This order shall become effective on the date hereof.

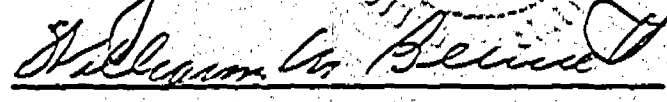
Dated at San Francisco, California, this 6th day of September, 1963.

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



President






Commissioners

APPENDIX A

B: For transportation otherwise subject to Minimum Rate Tariff No. 2 (see Note 2).

| <u>Mileage</u> | <u>Minimum Weight</u> | <u>Minimum Weight</u> | <u>Minimum Weight</u> |
|----------------|-----------------------|-----------------------|-----------------------|
| | <u>30,000 lbs.</u> | <u>40,000 lbs.</u> | <u>45,000 lbs.</u> |
| | <u>Rate</u> | <u>Rate</u> | <u>Rate</u> |
| 0-3 | 14 | 12 | 12 |
| 3-5 | 15 | 13 | 12 |
| 5-10 | 16 | 14 | 13 |
| 10-15 | 17 | 14 | 14 |
| 15-20 | 18 | 15 | 14 |
| 20-25 | 18 | 16 | 14 |
| 25-30 | 19 | 16 | 15 |
| 30-35 | 20 | 17 | 15 |
| 35-40 | 21 | 18 | 16 |
| 40-45 | 22 | 18 | 17 |
| 45-50 | 23 | 19 | 18 |
| 50-60 | 25 | 20 | 18 |
| 60-70 | 26 | 21 | 19 |
| 70-80 | 26 | 22 | 20 |
| 80-90 | 27 | 23 | 21 |
| 90-100 | 28 | 24 | 22 |
| 100-110 | 30 | 25 | 22 |
| 110-120 | 30 | 26 | 23 |
| 120-130 | 32 | 26 | 24 |
| 130-140 | 33 | 27 | 25 |
| 140-150 | 34 | 28 | 26 |
| 150-160 | 35 | 29 | 26 |

NOTE 2: Mileage to be computed as provided in governing Distance Table and subject to the provisions of Item 170 (Split Delivery) of Minimum Rate Tariff No. 2.

All shipments to be power loaded and power unloaded by the shipper and consignee; necessary equipment to be furnished and used without expense to the carrier.

Pallets will be returned free, provided that a like number of pallets are returned at the time of delivery. Shipments of pallets not complying with this paragraph will be subject to the rates in the applicable tariff.

Carrier to be free from any claims for shortage. Upon return of damaged merchandise, carrier is to be free from any claim for damage.

Rates to apply to shipments originating at the plant of The Clorox Company located at 4333 Bandini Boulevard, Vernon, California, and destined to points within 160 miles thereof, as indicated in the above mileage bracket column.

(End of Appendix A)