

ORIGINAL

Decision No. 71328

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)	
of SIERRA DISTRIBUTING, LTD.,)	
for the authorization to transport)	Application No. 48682
bulk salt and sugar in shipper)	(Filed August 2, 1966)
owned containers at rate below)	
Minimum Rate Tariff No. 2.)	

OPINION AND ORDER

Sierra Distributing, Ltd., holds radial highway common carrier, highway contract carrier and city carrier permits. By Decision No. 69713 dated September 21, 1965, in Application No. 47811, as amended, it was authorized to charge rates less than the minimum rates otherwise applicable for the transportation of (1) bulk salt and sugar for Campbell Soup Company between Sacramento, on the one hand, and Newark, Tracy and Crockett, on the other hand; and (2) for return movements of used empty bins from Sacramento to Newark, Crockett, Tracy, Woodland, Manteca and Clarksburg. The current authority is scheduled to expire with October 7, 1966.

By this application, applicant seeks an extension of the current authority. It also requests that the authority be modified by increasing the currently authorized rate on the movement of common salt and refined sugar from 25 cents to 27 cents per 100 pounds, and by increasing the currently authorized minimum charge per 100 pounds on the movement of used empty bins from 30 cents to 32 cents per 100 pounds.¹

¹No authority for the increase is required from this Commission inasmuch as applicant performs this transportation as a permit carrier for which only minimum rates have been established. The application was amended by letter dated August 25, 1966, to exclude Manteca as a shipping point.

Applicant alleges that continuously since 1958 it has hauled all the bulk salt and sugar for Campbell Soup Company from Newark, Tracy and Crockett to Campbell's Sacramento plant. As recited in Decision No. 69713, supra, this hauling is of a specialized nature and the movements occur throughout the year with peak volume during the canning season. According to applicant, all of the loading and unloading service is performed by the shipper and consignee by means of fork lift equipment without the physical assistance of applicant's employees. Applicant states that its experience and the shipper's cooperation assure the efficient use of applicant's equipment resulting in substantial economies for the operations performed under this authority.

Revenue and expense data submitted with the application indicate that the transportation involved has been profitable and reasonably may be expected to be profitable for the ensuing year.

The verified application shows that a copy thereof was mailed to California Trucking Association, Campbell Soup Company, California and Hawaiian Sugar Refining Corporation, Spreckels Sugar Company, Morton Salt Company and Leslie Salt Company. The application was listed on the Commission's Daily Calendar of August 3, 1966. No objection to the granting of this application has been received.

In the circumstances, it appears, and the Commission finds, that the proposed rates are reasonable. A public hearing is not necessary. The Commission concludes that the application, as amended, should be granted. Because the transportation conditions involved herein may change at any time, the authority will be made to expire at the end of one year. In view of the impending expiration date of the current authority, the order which follows will be made effective October 7, 1966.

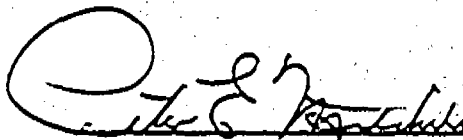
IT IS ORDERED that:

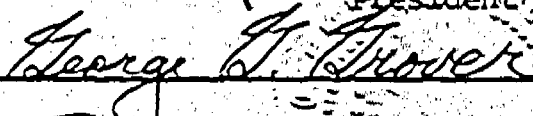
1. Sierra Distributing, Ltd., is hereby authorized to transport salt, sugar and used empty bins for Campbell Soup Company at rates less than the established minimum rates but not less than those set forth in, and subject to the provisions specified in, Appendix A attached hereto and by this reference made a part hereof.

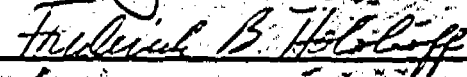
2. The authority herein granted shall, on and after October 7, 1966, supersede the authority granted by Decision No. 69713 and shall expire with October 7, 1967.

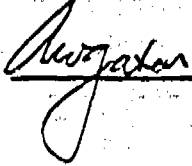
This order shall become effective October 7, 1966.

Dated at San Francisco, California, this 27th day of September, 1966.



President






Commissioners

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

Appendix A to Decision No. 71328SIERRA DISTRIBUTING, LTD.Item No. 1

COMMODITY: Common Salt, in shipper owned bins of not less than 60 cubic feet capacity.

BETWEEN : Campbell Soup Company plant, Sacramento, on the one hand,

AND : Newark, on the other hand.

RATE : 27 cents per 100 pounds, subject to Note 1.

COMMODITY: Refined Sugar, in shipper owned bins of not less than 60 cubic feet capacity.

BETWEEN : Campbell Soup Company plant, Sacramento, on the one hand,

AND : Newark, Tracy and Crockett, on the other hand.

RATE : 27 cents per 100 pounds, subject to Note 1.

NOTE 1 : Minimum weight 45,000 pounds per shipment. Rate applies to the combined weight of the commodity and bins. The weight of the bins must be shown separately on the bill of lading and may not be used to make up the minimum weight of the shipment.

Item No. 2

COMMODITY: Used empty BINS, for return paying load of commodities in Item No. 1.

FROM : Campbell Soup Company plant, Sacramento.

TO : Newark, Crockett, Tracy, Woodland, Manteca and Clarksburg.

RATING : 50% of 4th class rating subject to a minimum rate of 32 cents per 100 pounds.

MINIMUM : 2,000 pounds per shipment.

Item No. 3

LOADING AND UNLOADING CARRIER'S EQUIPMENT:
The loading and unloading of carrier's equipment will be performed by the shipper's lift trucks. One hour free time will be allowed for loading and unloading bins commencing from the time carrier's equipment is placed at the designated loading or unloading place. Delay in excess of free time will be charged for as provided in Item No. 145 of Minimum Rate Tariff No. 2.

Item No. 4

OTHER PROVISIONS:
All other provisions of Minimum Rate Tariff No. 2 are to apply.

END OF APPENDIX A