

**ORIGINAL**

Decision No. 71568

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 household goods carriers, )  
common carriers, highway carriers, )  
and city carriers, relating to the )  
transportation of used household )  
goods and related property. )

Case No. 5330  
(Petition for Modification  
No. 30)  
(Filed October 19, 1966)

OPINION AND ORDER

Minimum Rate Tariff No. 4-B names minimum rates and rules for the transportation of used household goods by highway carriers. The basic rates in this tariff are for goods released to a value not in excess of 30 cents per pound per article. By this petition, California Moving & Storage Association, Inc., seeks to have the released valuation provisions of the tariff affecting the basic rates increased to 60 cents per pound per article.

Petitioner states that a corresponding change will become effective January 1, 1967, on household goods moving on motor carrier transportation in interstate commerce. Petitioner asserts that California intrastate shippers of household goods are entitled to like rate treatment. No increase in rates is involved under petitioner's proposal but the basic rates will cover substantially higher agreed or declared valuation without additional charge.

Copies of the verified petition were mailed to various chambers of commerce and shipper associations, and to the State Traffic Manager and Consumer Counsel on or about October 19, 1966.

The petition was listed on the Commission's Daily Calendar of October 20, 1966. No objection to the granting of the petition has been received.

In the circumstances, it appears, and the Commission finds, that petitioner's proposal is reasonable and will provide a just, reasonable and nondiscriminatory basis for valuation of property in Minimum Rate Tariff No. 4-B. A public hearing is not necessary. The Commission concludes that the petition should be granted.

IT IS ORDERED that:

1. Minimum Rate Tariff No. 4-B (Appendix C of Decision No. 65521, as amended) is further amended by incorporation therein, to become effective January 1, 1967, Fifth Revised Page 10 and First Revised Page 16, attached hereto and by this reference made a part hereof.

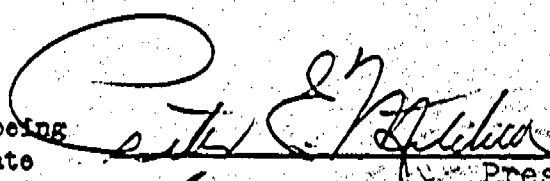
2. In all other respects Decision No. 65521, as amended, shall remain in full force and effect.

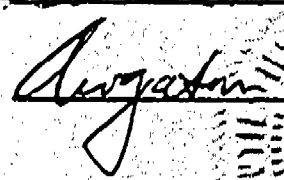
The effective date of this order shall be twenty days after the date hereof.

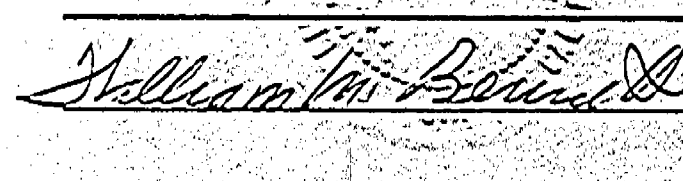
Dated at San Francisco, California, this 22 day of November, 1966.

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

Commissioner George G. Grover did not participate in the disposition of this proceeding.

  
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President

  
\_\_\_\_\_  
Commissioner

  
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Commissioner

Commissioners

SECTION NO. 1--RULES AND REGULATIONS (Continued)	Item No.
<p style="text-align: center;">VALUATION</p> <p>(a) Carriers shall secure and shippers are required to state specifically in writing the agreed or declared value of the property to be transported. The agreed or declared value shall be deemed to relate to all services undertaken by the carrier or its agents and to each article separately and not to a shipment as a whole. Except on shipments transported under hourly rates, shippers may declare on specific articles when the separate weights thereof are furnished or obtained, a valuation in excess of the value declared on the shipment as a whole, and each such article must be described and its excess declared value set forth.</p> <p>(b) Declaration of value shall be set forth in the following form: "The agreed or declared value of the property to be transported is hereby specifically stated by the shipper to be not in excess of _____ \$ per pound, per article."</p> <p>(c) Property of agreed or declared value in excess of sixty cents per pound shall be subject to rates computed on the basis provided in NOTE 1.</p> <p>NOTE 1.--When declared value exceeds sixty cents per pound, add 100% to rates provided in this tariff.</p>	80
<p style="text-align: center;">DISPOSITION OF FRACTIONS</p> <p>In computing a rate based on a percentage of another rate, the following rule shall be observed in the disposition of fractions:</p> <p>Fractions of less than <math>\frac{1}{2}</math> or .50 of a cent, omit.          Fractions of <math>\frac{1}{2}</math> or .50 of a cent or greater, increase to next whole figure.</p>	85
<p style="text-align: center;">DIVERTED SHIPMENTS</p> <p>Charges upon a shipment transported under rates provided in Items Nos. 300 or 320 which has been diverted shall be computed at the applicable rate in effect on date of shipment from point of origin via each point where diversion occurs to final destination, plus an additional charge of \$6.60 for each diversion.</p>	90
<p>Change )          Reduction ) Decision No. <b>71568</b></p>	
<p>EFFECTIVE JANUARY 1, 1967</p>	
<p style="text-align: center;">Issued by the Public Utilities Commission of the State of California,          San Francisco, California.</p> <p>Correction No. 76</p>	

SECTION NO. 1 - RULES AND REGULATIONS (Continued)	Item No.
<p style="text-align: center;"><b>OBSERVANCE OF QUOTED RATES AND CHARGES</b></p> <p>Rates and charges no higher than those specified in the confirmation of shipping instructions and rate quotation documents issued pursuant to the provisions of Items Nos. 145 and 150 shall be assessed on each shipment transported over the line of a single carrier, or over the lines of two or more carriers under a joint or agency arrangement, except as provided in paragraphs (a) or (b) below:</p> <p>(a) When charges determined on the quoted basis are lower than those resulting under the minimum rates provided in this tariff the latter shall be used.</p> <p>(b) If, prior to the rendition of any transportation, the carrier fails to issue a confirmation of shipping instructions and rate quotation document, or if such document is issued but does not contain the information specified in subparagraphs 1, 2, 3, 4 and 5 below, rates and charges no higher than the minimum rates and charges named in this tariff shall be assessed. (See NOTE). When application of this tariff permits charges to be computed upon alternative units of measurement the minimum rate and charge shall be the lowest rate and charge developed on the basis of the available information with respect to all of the authorized alternative units of measurement.</p> <ol style="list-style-type: none"> <li>1. A description of the transportation and accessorial services ordered to be undertaken.</li> <li>2. Rates (including minimum weights, minimum hours, or minimum charges, when they are to be applied) quoted for the services so described.</li> <li>3. Agreed or declared value of the property per pound per article.</li> <li>4. Signature of shipper.</li> <li>5. Signature of carrier.</li> </ol> <p>NOTE.- The shipment shall have a released valuation of 60 cents per pound per article.</p>	<p>155</p>
<p style="text-align: center;"><b>INABILITY TO MAKE DELIVERY</b></p> <p>(a) In all instances where carrier is unable to locate the consignee, notification of inability to make delivery will be mailed or telegraphed to the consignee, consignor or owner, or written notice delivered to the premises where actual delivery was to be effected or to other notifying address, and the shipment will be placed in the nearest warehouse of the carrier, or at the option of the carrier, in a public warehouse; and upon such placement the carrier's liability shall cease and liability shall thereafter be that of the warehouseman in possession.</p> <p>(b) In all instances where the consignee is unable to take delivery or declines to accept delivery of the shipment, or where the shipment remains in carrier's possession, pursuant to instructions of the shipper or the consignee, and is not stored in transit under the provisions of Item No. 180, the shipment will be placed in the nearest warehouse</p>	<p>160</p>

of the carrier, or at the option of the carrier, in a public warehouse; and upon such placement the carrier's liability shall cease and liability shall thereafter be that of the warehouseman in possession.

(c) In cases where a "subsequent delivery" is made, charges will be assessed for such "subsequent delivery" on the basis of charges lawfully applicable from carrier's terminal or from public warehouse (as the case may be) to the point of destination.

ø Change )  
ø Reduction ) Decision No. 71568

EFFECTIVE JANUARY 1, 1967

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San Francisco, California.  
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