

**ORIGINAL**

Decision No. 71809

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Western Motor Tariff Bureau, Inc. under the Shortened Procedure Tariff Docket to publish for and on behalf of certain of its participating carriers tariff provisions resulting in increases because of the proposed cancellation of a specific commodity rate on specified bulk petroleum products.	)	Shortened Procedure Tariff Docket Application No. 48933 (Filed November 7, 1966)
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OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., seeks authority on behalf of certain of its participating carriers to cancel a specific rail competitive commodity rate published on bulk shipments of "Black Oils," from Compton to Fleta.<sup>1</sup> Applicant states that the proposed cancellation would, if granted, result in the application of other higher commodity rates named in Tariff No. 18 on such traffic,<sup>2</sup> depending upon the specific type of black oil transported.

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<sup>1</sup> The commodity rate involved is 13½ cents per 100 pounds, subject to a minimum weight of 90,000 pounds, and is published on 1st Revised Page 69 of Western Motor Tariff Bureau, Inc., Agent, Local Freight and Express Tariff No. 18, Cal. P.U.C. No. 24, hereinafter referred to as Tariff No. 18.

<sup>2</sup> Between the same points involved herein, shipments of black oils, other than carbon black oil, would be subject to the mileage commodity rate named in Tariff No. 18; shipments of carbon black oil would be subject to a rate of 16½ cents per 100 pounds, subject only to the legal carrying capacity of the carrier's equipment.

Applicant alleges that there is no black oil bulk traffic moving under the 13½-cent rate at the present time other than regular shipments of carbon black oil. Even current shipments of the latter, applicant asserts, are not being made in sufficient quantities to qualify them for the lower rate involved herein. Should such traffic be tendered to any of the participating carriers involved in sufficient volume so as to qualify for the 13½-cent rate, it is applicant's belief that such operations would be conducted by the carriers on a noncompensatory basis due to the depressed level of said rate.

According to applicant, the proposed cancellation of the 13½-cent rate was formally considered at a meeting of its Statewide Bulk Liquid Standing Rate Committee as Docket No. 299. Applicant declares that there was no opposition on the part of either shippers or carriers in attendance to cancellation of the rate as proposed herein. Applicant declares that the only participating carrier, who presently transports carbon black oil between the points involved, has contacted the shipper thereof in regard to cancellation of the 13½-cent rate as proposed herein. The shipper, applicant states, has informed the carrier transporting its bulk shipments of carbon black oil that the shipper will continue to use the higher 16½-cent rate on said commodity between the same points upon cancellation of the lower 13½-cent rate as proposed herein.

Applicant asserts that increases resulting from the proposed cancellation of the rate in question would not increase the California intrastate gross revenue of any of the carriers involved, either individually or jointly, by as much as one percent.

The application was listed on the Commission's Daily Calendar of November 9, 1966. No objection to the granting of the application has been received.

In the circumstances, it appears, and the Commission finds, that increases resulting from cancellation of the commodity rate as proposed in the application are justified. A public hearing is not necessary. The Commission concludes that the application should be granted.


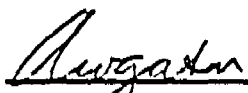
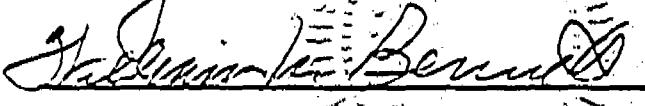
IT IS ORDERED that:

1. Western Motor Tariff Bureau, Inc., is hereby authorized to cancel from its Local Freight and Express Tariff No. 18, Cal. P.U.C. No. 24, the specific commodity rate proposed in the application.
2. Tariff publications authorized to be made as a result of the order herein may be made effective not earlier than thirty days after the effective date of this order on not less than thirty days' notice to the Commission and to the public.

3. The authority herein granted shall expire unless exercised within ninety days after the effective date of this order.

This order shall become effective twenty days after the date hereof.

Dated at San Francisco, California, this 4<sup>th</sup> day of January, 1967.

  
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President  
  
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Commissioners