

**ORIGINAL**

Decision No. 72437

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of: )  
 )  
 C. R. NICKERSON, Agent and Attorney, )  
 under the Shortened Procedure Tariff )  
 Docket to make increases in Class )  
 Rates on commodities taking a percentage )  
 of the first class rate by the addition )  
 of J & J Truck Line to Rule 250 of )  
 Pacific Coast Tariff Bureau Tariff )  
 No. 16, Cal.P.U.C. No. 1 (Express) and )  
 19 (Freight), of C. R. Nickerson, Agent, )  
 as more fully set forth in Exhibit "A" )  
 attached to and by reference thereto, )  
 made a part of this application. )  
 AND )  
 For authority to depart from the terms )  
 of Section 454 of the Public Utilities )  
 Code when accomplishing proposed publi- )  
 cation. )

Shortened Procedure  
 Tariff Docket  
 Application No. 49232  
 (Filed March 23, 1967)

OPINION AND ORDER

By this application, C. R. Nickerson seeks authority, for and on behalf of J & J Truck Line (J & J), to publish a rule in one of his tariffs providing that, when percentages of the first class rates are applied to truckload shipments of certain commodities, such percentages shall be applied to the any-quantity first class rates in lieu of the 20,000-pound first class rates.<sup>1</sup>

Applicant states that the rates in question are not compensatory and cites, as an example, the rate of 19.2 cents per 100 pounds (40 percent of the first class 20,000-pound rate of 48 cents

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The tariff is Pacific Coast Tariff Bureau California Motor Freight Local, Joint and Proportional Freight and Express Tariff No. 16, Cal.P.U.C. Nos. 1 (Express) and 19 (Freight), hereinafter referred to as Tariff No. 16.

per 100 pounds) for the transportation of electric storage batteries from San Jose Metropolitan Zone Group to San Francisco Metropolitan Zone Group.<sup>2</sup> Applicant avers that the sought rates are necessary in order that the carrier may obtain sufficient revenue for the services involved.

Applicant asserts that J & J has transported a very small number of shipments which are subject to rates based on a percentage of the first class rate and that the increases involved in his proposal would not increase the California intrastate gross revenue of the carrier involved by as much as one percent.

The application was listed on the Commission's Daily Calendar of March 24, 1967. No objection to the granting of the application has been received.

In the circumstances, it appears, and the Commission finds, that increases resulting from publication of the rule 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. C. R. Nickerson is hereby authorized to publish, on behalf of J & J Truck Line, a rule in his Local, Joint and Proportional Freight and Express Tariff No. 16, Cal.P.U.C. Nos. 1 (Express) and 19 (Freight), as proposed in the application.

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The class rates in Tariff No. 16 are subject to the provisions of National Motor Freight Classification A-9 (CAL) as governed by National Motor Freight Classification A-9 (hereinafter referred to as the Governing Classification). Item 60720 of the Governing Classification provides a truckload rating of 40 percent of first class, minimum weight 30,000 pounds, for "batteries, electric, storage, assembled, NOI." The 19.2-cent rate is subject to a surcharge of \$2.90 per shipment.


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.

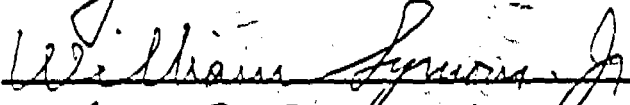
3. The authority herein granted shall expire unless exercised within ninety days after the effective date of this order.

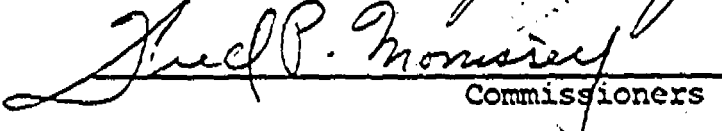
This order shall become effective twenty days after the date hereof.

Dated at San Francisco, California, this 16<sup>th</sup> day of May, 1967.

  
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President

  
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Attorney

  
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Commissioners

  
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Commissioners