

**ORIGINAL**

Decision No. ~~72469~~

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 common carriers, highway )  
carriers and city carriers relating )  
to the transportation of any and all )  
commodities between and within all )  
points and places in the State of )  
California, (including, but not )  
limited to, transportation for which )  
rates are provided in Minimum Rate )  
Tariff No. 2). )

Case No. 5432  
(Petition for Modification  
No. 454)  
(Filed April 20, 1967)

OPINION AND ORDER

By Decision No. 70766 dated May 24, 1966, in Case No. 5432 (Petition for Modification No. 412), Morris Draying Company, a corporation (Morris), and Coast Drayage, a corporation (Coast), were authorized to publish truckload rates for the transportation of baby food, cereals, bakery goods and clothing from Oakland to<sup>1</sup> Richmond, San Leandro, Union City, San Francisco and Burlingame. The currently authorized rates, which are published to expire with June 13, 1967, depart from the established minimum rates to the extent that a single rate is assessed for each mixed shipment of the above commodities in lieu of separate rates for each commodity in such mixed shipment.

---

<sup>1</sup> Petitioners are also authorized to operate as radial highway common carriers, highway contract carriers and city carriers under other operating authorities issued by this Commission not involved herein.

By this petition, authority is sought to (1) continue to publish such rates, with modifications, for an additional one-year period on less-than-statutory notice; (2) increase the rates by one cent per 100 pounds; and (3) depart from the long- and short-haul provisions of Section 460 of the Public Utilities Code in connection with the publication of the proposed rates.<sup>2</sup>

Petitioners allege that the circumstances which justified the granting of the current authority continue to exist. Petitioners state that Gerber Products Company (Gerber) is the only company that ships baby food and related traffic in the volume prescribed under the proposed rates and that they transport substantially all of Gerber's truckload traffic from Oakland to distribution warehouses at the destinations herein involved. Petitioners aver that the proposed rates are essential for proper processing of shipping documents under Gerber's centralized computer system.

Attached to the petition is an exhibit showing a summary of shipments transported by Coast during the months of August, September and October, 1966, and by Morris during the months of January, February and March, 1967. This study reveals that, for every shipment included therein, the carriers would have received more revenues under the proposed truckload rates than under the existing minimum rates.

Copies of the petition were mailed to California Trucking Association and to Gerber Products Company on or about April 17, 1967. The petition was listed on the Commission's Daily Calendar of April 21, 1967. No objection to the granting of the petition has been received.

---

<sup>2</sup>

The rates are to be published in Pacific Motor Tariff Bureau, Inc., Local Freight and Express Tariff No. 8-A, Cal.P.U.C. No. 1, of Leland C. Smith, Agent.

In the circumstances, it appears, and the Commission finds, that the proposed rates are reasonable and justified by transportation conditions. A public hearing is not necessary. The Commission concludes that the petition should be granted. In view of the impending expiration date of the current authority, the order which follows will be made effective June 8, 1967.

IT IS ORDERED that:

1. Morris Draying Company, a corporation, and Coast Drayage, a corporation, are hereby authorized to publish and file, to expire with June 13, 1968, rates for the transportation of baby food and other articles set forth, and subject to the conditions specified, in Appendix A attached hereto and by this reference made a part hereof.
2. Tariff publications authorized to be made as a result of the order herein may be made effective not earlier than five days after the effective date of this order on not less than five days' notice to the Commission and to the public.
3. Morris Draying Company and Coast Drayage are hereby authorized to depart from the long- and short-haul provisions of Section 460 of the Public Utilities Code to the extent necessary to exercise the authorities granted herein. Schedules containing the rates published under these authorities shall make reference to this order.

This order shall become effective June 8, 1967.

Dated at San Francisco, California, this 22<sup>nd</sup> day of  
May, 1967

Ed E. Marshall President  
William A. Bennett  
August  
William Spurne, Jr.  
Fred P. Morrison Commissioners

APPENDIX A TO DECISION NO. **72469**

APPLICATION OF RATES

By: Coast Drayage  
and  
Morris Draying Company

<u>Commodities</u>	<u>As described in Items of National Motor Freight Classification A-9</u>
Food, baby	73160
Cereals	42360
Bakery Goods	21180
Clothing	49880

Rate in cents per 100 pounds (subject to Note 1)

<u>From Oakland to:</u>	<u>Rates</u>
Burlingame	25
Richmond	23
San Francisco	25
San Leandro	19.5
Union City	22

Minimum Weight: 45,000 Pounds per shipment.

Note 1: Rates are subject to the restriction that not less than 85 percent of the total weight of each shipment must consist of baby food as described in Item 73160 of the National Motor Freight Classification A-9.

(End of Appendix A)