

ORIGINAL

Decision No. 72632

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 pro-)
visions resulting in increases)
because of the publication of a)
uniform rule in connection with ex-)
clusive use of equipment.)

Shortened Procedure
Tariff Docket
Application No. 49282
(Filed April 13, 1967)

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., seeks authority, on behalf of various carriers participating in its Local, Joint and Proportional Freight and Express Tariff No. 111, Cal.P.U.C. No. 15 (Tariff No. 111), to publish a uniform rule pertaining to exclusive use of carrier's equipment.¹

Applicant states that there are 17 rules in its Tariff No. 111 dealing with exclusive use of carrier's equipment, each carrier having established such a rule as the need arose. Applicant declares that it is engaged in a tariff simplification program wherein an attempt is being made to publish standard rules on behalf of its participating carriers. Applicant avers that the proposed rule was devised by a special rules subcommittee established by the

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The rule would apply to all carriers participating in Tariff No. 111 except Associated Freight Lines and California Cartage Company, Inc., and would provide that the charges for the shipment be computed at the applicable rates and minimum weights subject to a minimum charge based on the fourth class rate for 20,000 pounds or the fifth class rate for 40,000 pounds when the lineal loading space of each unit of carrier's equipment is "28 feet or less" or "over 28 feet," respectively.

carriers involved herein and that such subcommittee worked with various shippers and shipper organizations in order to develop a fair and equitable rule, which can be properly interpreted by both carriers and shippers.

Applicant alleges that shipments moving under the "exclusive use of equipment" provisions of Tariff No. 111 invariably require handling that is not in accordance with the ordinary procedures of the carrier and thus result in higher costs to the carrier. Applicant further alleges that this unusual handling relates not only to operating procedures but to the fact that many times special attention and/or protection must be accorded such shipments when they are awaiting physical handling at the carrier's terminal facilities.

Applicant asserts that the increases resulting from the proposal herein would not increase the California intrastate gross revenue derived either jointly or individually by any of the carriers involved by as much as one percent.

The application was listed on the Commission's Daily Calendar of April 14, 1967. California Manufacturers Association has informed the Commission by letter that it supports applicant's proposal. No objection to the granting of the application has been received.

In the circumstances, it appears, and the Commission finds, that increases resulting from establishment 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:

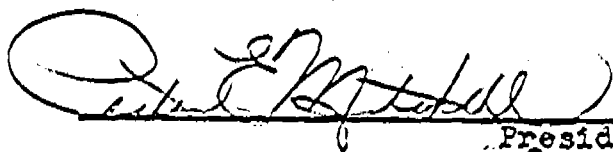
1. Western Motor Tariff Bureau, Inc., is hereby authorized, on behalf of all carriers participating in its Local, Joint and Proportional Freight and Express Tariff No. 111, Cal.P.U.C. No. 15, except Associated Freight Lines and California Cartage Company, Inc., to publish in said tariff a rule pertaining to exclusive use of equipment as 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.

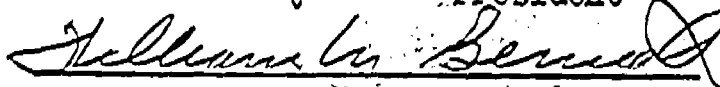
3. The authority herein granted shall expire unless exercised within ninety days after the effective date of this order.

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

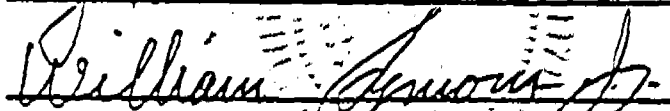
Dated at San Francisco, California, this 20th day of June, 1967.

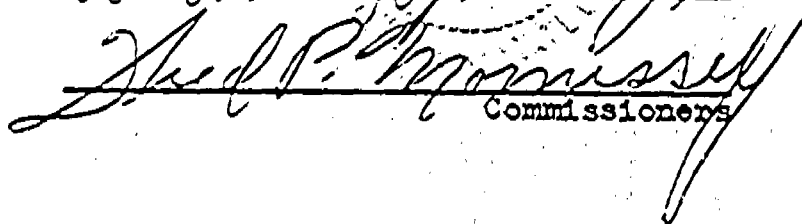


President









Commissioners