

ORIGINAL

Decision No. 73052

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 livestock and related items (commo-)
dities for which rates are provided in)
Minimum Rate Tariff No. 3-A).)

Case No. 5433

SUPPLEMENTAL OPINION AND ORDER

Decision No. 73050 entered today in Case No. 5432

et al. amended the rules of City Carriers' Tariff No. 1-A and Minimum Rate Tariffs Nos. 1-B, 2, 3-A, 4-B, 5, 6-A, 7, 8, 9-B, 10, 11-A, 12, 13, 14-A, 15 and 17 by providing for the retention of shipping and other written documents.

The decision also provided that, in order to avoid duplication of tariff distribution, Minimum Rate Tariff No. 3-A should be amended by a separate order in this proceeding.

IT IS ORDERED that:

1. Minimum Rate Tariff No. 3-A (Appendix A to Decision No. 55587 as amended) is hereby further amended by incorporating therein, to become effective October 14, 1967, Third Revised Page 16 attached hereto and by this reference made a part hereof.

2. Tariff publications required to be made by common carriers as a result of the order herein may be made effective not

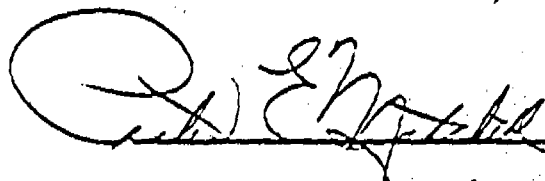
earlier than the fifth day after the effective date of this order on not less than five days' notice to the Commission and to the public and shall be made effective not later than October 14, 1967.

3. Common carriers, in establishing and maintaining the rule authorized hereinabove, are hereby authorized to depart from the provisions of Section 460 of the Public Utilities Code to the extent necessary to adjust long- and short-haul departures not maintained under outstanding authorizations; such outstanding authorizations are hereby modified only to the extent necessary to comply with this order; and schedules containing the rule published under this authority shall make reference to the prior orders authorizing long- and short-haul departures and to this order.

4. In all other respects Decision No. 55587, as amended, shall remain in full force and effect.

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

Dated at San Francisco, California, this 12th day of September, 1967.

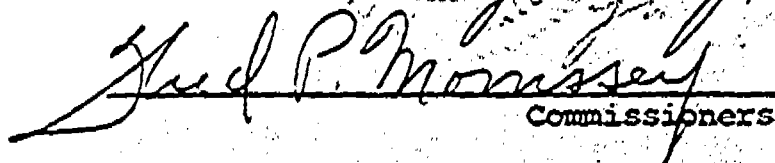


President









Commissioners

SECTION NO. 1--RULES AND REGULATIONS (Concluded)	Item No.
<p data-bbox="389 423 1180 489" style="text-align: center;">ISSUANCE OF SHIPPING DOCUMENTS (Concluded) (Items Nos. 250 and 251)</p> <p data-bbox="334 523 1385 1205"> b. As a condition precedent to the recovery of damages caused by the carrier's negligence, claims must be filed in writing with the carrier within 90 days after date of delivery, or, in the case of failure to make delivery, within 100 days after tender of the shipment.</p> <p data-bbox="339 752 1380 844"> c. No claim shall be honored by a carrier covering any shipment on which the shipper has not remitted to the carrier full transportation charges.</p> <p data-bbox="339 879 1308 1010"> d. All claims shall be accompanied by paid freight bill, shipping order and delivery receipt, or exact copies thereof, and a verified statement itemizing the extent of loss or damage.</p> <p data-bbox="339 1044 1385 1205"> e. Unless written notice of loss or damage is given to a carrier before or at the time the shipment is unloaded at point of destination, the carrier will be discharged from all liability in respect to any claim for loss and damage.</p> <p data-bbox="254 1239 1410 1305"> The form of agreement for carriage in Items Nos. 320 and 321 will be suitable and proper.</p> <p data-bbox="254 1339 1393 1471"> A copy of each agreement for carriage shall be retained and preserved by the issuing carrier, subject to the Commission's inspection, for a period of not less than three years from the date of its issuance.</p> <p data-bbox="254 1505 560 1537"> B. Freight Bill</p> <p data-bbox="263 1571 1380 1989"> A bill for freight charges shall be issued by the carrier to the debtor for each shipment received for transportation. Except with respect to intercarrier transactions and as hereinafter provided, only one freight bill shall be issued for each shipment transported and the carrier shall not apportion, prorate, or otherwise divide the freight charges between or among the consignor(s), consignee(s), or any other parties. For accessorial service not included in the rate for actual transportation, the carrier shall issue a freight bill to the consignor or consignee who requested or ordered such accessorial service. The freight bill shall show the following information:</p> <ol data-bbox="365 1995 1240 2184" style="list-style-type: none"> 1. Name of consignor. 2. Name of consignee. 3. Point of origin. 4. Point of destination. 5. Description of the kind and number of head of livestock shipped. 	251

6. Weight of the shipment (attach public weighmaster's certificate when obtained) or the per-head basis when dairy cattle rates are used.
7. Rate assessed.
8. Charges assessed.
9. Type of movement.
10. Such other information as may be necessary to an accurate determination of the applicable minimum rate and charge.

The form of freight bill in Item No. 322 will be suitable and proper.

A copy of each shipping document, freight bill, accessorial service document, weighmaster's certificate, written instructions, written agreement, written request or any other written document which supports the rates and charges assessed and which the carrier is required to issue, receive or obtain by this tariff for any transportation or accessorial service shall be retained and preserved by the carrier, at a location within the State of California, subject to the Commission's inspection, for a period of not less than three years from the date of issue.

Change, Decision No. **73052**

EFFECTIVE OCTOBER 14, 1967

Issued by the Public Utilities Commission of the State of California,
San Francisco, California.
Correction No. 69