

ORIGINAL

Decision No. 73166

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 relat-)
ing to the transportation of any)
and all commodities between and)
within all points and places in)
the State of California (includ-)
ing, but not limited to, trans-)
portation for which rates are)
provided in Minimum Rate)
Tariff No. 2).)

Case No. 5432
(Petition for Modification
No. 464)
(Filed July 17, 1967)

OPINION AND ORDER

By this petition, California Trucking Association seeks to have Minimum Rate Tariff No. 2 amended by providing that the rates named therein for the transportation of canned goods in certain inner containers shall also apply when the canned goods are packed in "molded plastic" or "hermetically-sealed fibreboard" inner containers.¹ Petitioner asks that common carriers be directed to establish in their respective tariffs such modifications as may be prescribed by the Commission's order in this proceeding, including relief from the long- and short-haul provisions of Section 460 of the Public Utilities Code.

According to petitioner, recent technological developments in the packaging industry have created a need for revision of the

¹ Items Nos. 320 and 320-1 of Minimum Rate Tariff No. 2 now contain Exception Ratings on canned goods only when packed in inner containers made of earthenware, glass, or metal cans.

current tariff items which would provide for the transportation of canned goods in these new types of packaging under the rates herein involved. These new types of packaging have already been recognized in the governing classification,² as well as in other publications now applicable on interstate traffic. Petitioner asserts that its proposal is generally desired by shippers and carriers and will not result in increased rates or charges.

Copies of the petition were mailed to various chambers of commerce, shipper organizations and carrier representatives on or about July 14, 1967. The petition was listed on the Commission's Daily Calendar of July 18, 1967. No objection to the granting of the petition has been received.

In the circumstances, it appears, and the Commission finds, that petitioner's proposal is reasonable and that the resulting minimum rates and charges will be just, reasonable and nondiscriminatory minimum rates and charges for the transportation involved. A public hearing is not necessary. The Commission concludes that the petition should be granted.

IT IS ORDERED that:

1. Minimum Rate Tariff No. 2 (Appendix "D" to Decision No. 31606, as amended) is hereby further amended by incorporating therein, to become effective November 11, 1967, Seventeenth Revised Page 37-A and Third Revised Page 37-AA, attached hereto and by this reference made a part hereof.

2

See Rule 680, Section 6(c), of National Motor Freight Classification No. A-9.

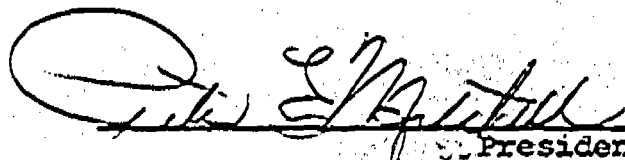
2. Tariff publications authorized to be made by common carriers as a result of the order herein may be made effective not earlier than the tenth day after the effective date of this order, and may be made effective on not less than ten days' notice to the Commission and to the public if filed not later than sixty days after the effective date of the minimum rate tariff pages incorporated in this order. Tariff publications authorized herein shall be filed not earlier than the effective date of this order.

3. Common carriers, in establishing and maintaining the tariff provisions 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 now maintained under outstanding authorizations; such outstanding authorizations are hereby modified only to the extent necessary to comply with this order; and schedules containing the tariff provisions 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. 31606, as amended, shall remain in full force and effect.

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

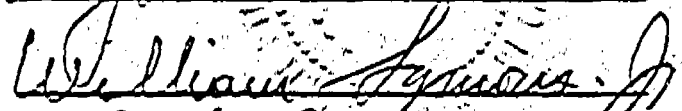
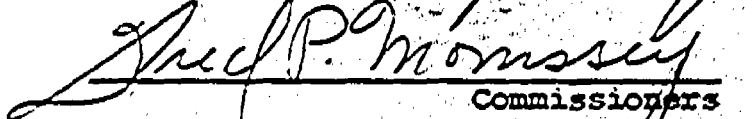
Dated at Los Angeles, California, this 3rd day of October, 1967.



President



Commissioner

Commissioners

Item No.	SECTION NO. 1 - RULES AND REGULATIONS OF GENERAL APPLICATION (Continued)	Class Rating
	EXCEPTIONS TO GOVERNING CLASSIFICATION AND EXCEPTION RATINGS TARIFF (Continued)	
	(Numbers within parentheses immediately following commodities shown below refer to such commodities as they are described in the corresponding item numbers of the Governing Classification.)	
	CANNED GOODS (Items Nos. 320 and 320-1)	
320	<p>320 CANNED GOODS in inner containers of earthenware, glass, *molded plastic, *hermetically-sealed fibreboard, or metal cans, in outer containers, viz.: boxes, fibreboard boxes or crates; or in metal cans in metal strapped bundles; or in bulk in the following containers: barrels, hogsheads, pipes, puncheons, tierces, casks, drums, half-barrels, quarter-barrels, sixth barrels, eighth-barrels or kegs; not subject to Item No. 300, viz.: (See Note)</p> <p>Breads (72200) Brine (74720 or 111600) Broths, Chowders and Soups (73180 or 74820) Buttermilk (73920) Chili, ground (170820) Egg Yolk (55580 or 72820) Fish, cooked, pickled or preserved, with or without vegetable ingredients (72930, 72950, 72970, 72990 or 73200) Fish Roe (72300 or 73000) Food, Baby (73160) Fruit, Fruit Butter, Crushed Fruit, Fruit Pulp (73240) Fruit Drink, consisting of concentrated fruit juice, water and fruit derivatives, not carbonated, (72160) Garlic or Onion, powdered or chips (77160) Honey (73460) Jams, Jellies or Preserves (73240 or 73500) Juice, clam (72480) Juice, fruit (72440, 73540, 73550, 73570, 73590, 73600, 73620, 73630, 73650 or 73670) Juice, vegetable (73690, 74720 or 75322) Macaroni, Noodles, Spaghetti or Vermicelli, prepared (73740) Meats (134620, 134640, 134660 or 134680) Milk Beverage, liquid, flavored (73970) Milk, condensed, evaporated or sterilized (73900 or 73920) Milk Food, other than malted, liquids (74020) Mince Meat (74050)</p>	
	Less truckload -----	90% of 4
	Truckload: Minimum weight 30,000 pounds ----- Minimum weight 36,000 pounds ----- Minimum weight 42,000 pounds ----- Minimum weight 45,000 pounds -----	S B C (1)D
	(1) Not applicable to shipments which are subject to charges for temperature control service.	

(E) NOTE.-When palletized shipments are transported at truckload rates under the provisions of this item, and are subject to minimum weights of not less than 20,000 pounds, the empty pallets may be transported from point of destination of shipment to its point of origin without charge, subject to the terms and conditions in Item No. 45 of this tariff.

(Continued in Item No. 320-1)

(E) This note expires with December 31, 1967.

∅ Change)
* Addition) Decision No. 73166

EFFECTIVE NOVEMBER 11, 1967

Issued by the Public Utilities Commission of the State of California,
San Francisco, California.
Correction No. 1875

Item No.	SECTION NO. 1 - RULES AND REGULATIONS OF GENERAL APPLICATION (Continued)	
	EXCEPTIONS TO GOVERNING CLASSIFICATION AND EXCEPTION RATINGS TARIFF (Continued)	Class Rating
	(Numbers within parentheses immediately following commodities shown below refer to such commodities as they are described in the corresponding item numbers of the Governing Classification.)	
<p>320-1</p>	<p style="text-align: center;">CANNED GOODS (Concluded) (Items Nos. 320 and 320-1)</p> <p>6CANNED GOODS in inner containers of earthenware, glass, *molded plastic, *hermetically-sealed fibre-board, or metal cans, in outer containers, viz.: boxes, fibreboard boxes or crates; or in metal cans in metal strapped bundles; or in bulk in the following containers: barrels, hogsheads, pipes, puncheons, tierces, casks, drums, half-barrels, quarter-barrels, sixth-barrels, eighth-barrels or kegs; not subject to Item No. 300, viz.: (See Note)</p> <p>Molasses (74090 or 74110) Mushrooms (74130) Oil, cooking or salad (144800 or 145100) Oil, olive (145190) Olives (74180) Peanut Butter, Peanut Paste, or Peanut Spread (74220) Pectin (74240) Pickles (74300) Pie Preparation (fruit in syrup or in paste form compounded with flour or sugar and flavored) (73240) Potatoes, cooked and powdered (74450) Puddings (74520) Ravioli (prepared), with or without cheese, meat or vegetable ingredients (73200) Rice-and-milk, cooked (73200) Sandwich Spreads (74680) Sausage (134780 or 134800) Sausage Casings (172480) Syrups (74110, 75140, 75150, 75170 or 75180) Table Sauces, Catsup, Salad Dressing, Mayonnaise, Prepared Horseradish, Prepared Mustard and Pepper Sauce (72290) Vegetables and commodities (74720, 75320 or 75322) Vinegar (75360) Welsh Rarebit (75420)</p>	

Less truckload -----

90% of 4

Truckload:

Minimum weight 30,000 pounds -----

5

Minimum weight 36,000 pounds -----

B

Minimum weight 42,000 pounds -----

C

Minimum weight 45,000 pounds -----

(1) D

(1) Not applicable to shipments which are subject to charges for temperature control service.

(E) NOTE.-When palletized shipments are transported at truckload rates under the provisions of this item, and are subject to minimum weights of not less than 20,000 pounds, the empty pallets may be transported from point of destination of shipment to its point of origin without charge, subject to the terms and conditions in Item No. 45 of this tariff.

(E) This note expires with December 31, 1967.

∅ Change)
* Addition) Decision No. 73166

EFFECTIVE NOVEMBER 11, 1967

Issued by the Public Utilities Commission of the State of California,
San Francisco, California.
Correction No. 1876