

ORIGINAL

Decision No. 73235

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)	Shortened Procedure
participating carriers tariff pro-)	Tariff Docket
visions resulting in increases)	Application No. 49558
because of the publication on behalf)	(Filed July 21, 1967)
of said carriers of a new rule)	
section dealing with charges for)	
unusual hours of service.)	

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, to publish a rule providing for charges for service performed during unusual hours.¹

Applicant proposes to establish additional charges of \$2.50 per hour or fraction thereof per man, minimum charge \$2.50 per man, when shipments are loaded and/or unloaded between the hours of 5:15 p.m. and 8:15 a.m., Mondays through Fridays, and \$5.00 per hour or fraction thereof per man, minimum charge \$20.00, when the aforementioned services are performed on Saturdays, Sundays or holidays.

Applicant avers that the carriers involved handle general traffic tendered them by shippers during regular business hours and occasionally these carriers are requested to perform service at unusual hours. According to applicant, such requests invariably

¹ This rule would apply in connection with Associated Freight Lines, California Motor Express Ltd., California Motor Transport Co., Pacific Motor Transport Company, Pacific Motor Trucking Company and Walkup's Merchants Express.

entail special arrangements with drivers resulting in overtime wages, which are currently being absorbed by the carriers. This type of business is leading to out-of-pocket losses, which assertedly create a burden on other traffic. Applicant declares that the earnings to be realized from the proposed rule would not reimburse the carriers completely for the out-of-pocket costs incurred by them in performing services at unusual hours.

Applicant asserts that 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 July 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 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 Associated Freight Lines, California Motor Express Ltd., California Motor Transport Co., Pacific Motor Transport Company, Pacific Motor Trucking Company and Walkup's Merchants Express, to publish in its Local, Joint and Proportional Freight and Express Tariff No. 111, Cal.P.U.C. No. 15, a rule as proposed in the application.


2. Tariff publications authorized to be made as a result of the order herein shall be filed not earlier than the effective date of this order and 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.

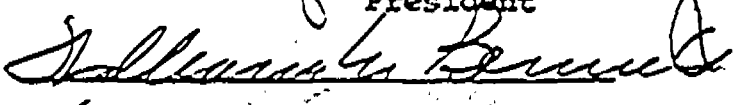
3. The authority herein granted shall expire unless exercised within ninety days after the effective date of this order.

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

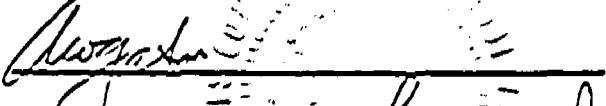
Dated at San Francisco, California, this 24th day of October, 1967.




President



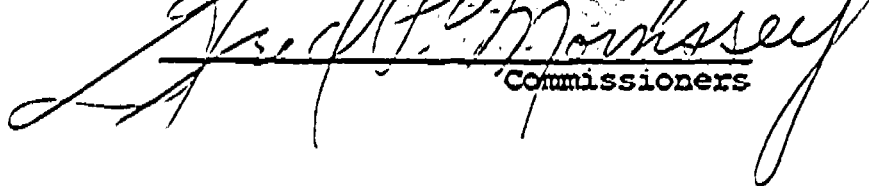
Associate Justice



Associate Justice



Associate Justice



Commissioners