

ORIGINAL

Decision No. 73303

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 California)	Shortened Procedure
Motor Transport Co. provisions)	Tariff Docket
resulting in increases because of)	Application No. 49668
the proposed transfer of California)	(Filed September 12, 1967)
Motor Transport Co. rates from an)	
individual tariff to Western Motor)	
Tariff Bureau, Inc.)	

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., seeks authority, on behalf of California Motor Transport Co., Ltd. (CMT), to substitute certain rates named in one of its tariffs for those set forth in an individual tariff of CMT in connection with transportation performed by the carrier over a portion of its operative right.

According to applicant, the CMT tariff, through oversight, has not been adjusted for a number of years and, consequently, the rates named therein are considerably below those prescribed as minimum by the Commission. Applicant states that its Tariff No. 111 sets forth therein rates for transportation by CMT over the other portion of its operative right and that the proposed substitution of

¹ Applicant's tariff is Western Motor Tariff Bureau, Inc., Agent, Local, Joint and Proportional Freight and Express Tariff No. 111, Cal.P.U.C. No. 15, hereinafter referred to as Tariff No. 111. The carrier's tariff is CMT Local Freight Forwarder Tariff No. 2, Cal. P.U.C. No. 6 (Series of Automotive Purchasing Co., Inc.) hereinafter referred to as Tariff No. 2, and the rates named therein apply over that portion of CMT's operative right, which was acquired from Stockton Motor Express.

the rates in the latter tariff for transportation currently performed under the former tariff would provide the simplest and most economical means by which CMT could comply with the Commission's minimum rate orders. Applicant alleges that various rules governing the rates in its Tariff No. 111 are neither contained in CMT Tariff No. 2 nor provided in the Commission's minimum rate orders and that increases would result should such rules be applied to the proposed rates.²

Applicant asserts that increases resulting from publication of the rates as proposed would not increase the California intrastate gross revenue of California Motor Transport Co., Ltd., by as much as one percent.

In the circumstances, it appears, and the Commission finds, that increases resulting from publication of the rates, 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., Agent, is hereby authorized on behalf of California Motor Transport Co., Ltd., to cancel that carrier's Local Freight Forwarder Tariff No. 2, Cal. P.U.C. No. 6 (Series of Automotive Purchasing Co., Inc.), and concurrently, to publish rates in its Local, Joint and Proportional Freight and Express Tariff No. 111, Cal.P.U.C. No. 15, as proposed in the application.

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Examples of such rules as cited by applicant include: storage rule (Item No. 705); redelivery rule (Item No. 4537); and the rule for shipments requiring hand-to-hand signature service (Item No. 607).

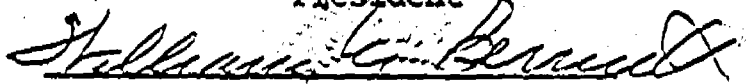
2. Tariff publications authorized to be made as a result of the order herein shall be filed not earlier than the effective date of this order and may be made effective not earlier than thirty days after the effective date of this order on not less than thirty days' notice to the Commission and to the public.

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

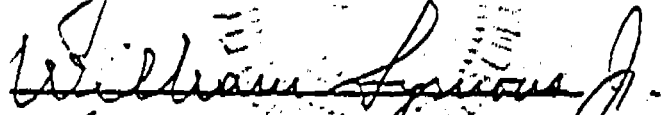
This order shall become effective twenty days after the date hereof.

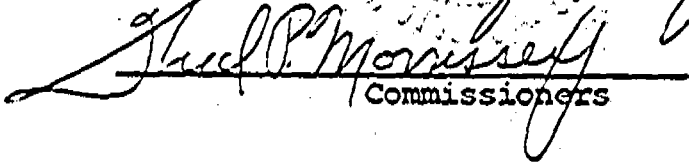
Dated at San Francisco, California, this 7th day of November, 1967.


President


Attorney


Attorney


Attorney


Commissioners