

Decision No. 73347**ORIGINAL**

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 cement and related products (commodities for which rates are provided in Minimum Rate Tariff No. 10).

Case No. 5440
(Petition for Modification
No. 26, as Amended)

ORDER EXTENDING SURCHARGE

Decision No. 72503, issued in this proceeding, revised the rates for the transportation of cement set forth in Minimum Rate Tariff No. 10, and canceled the interim surcharge of one cent per 100 pounds originally established pursuant to Decision No. 70028. On July 25, 1967, the Commission issued Decision No. 72816, which suspended the rates established by Decision No. 72503 and reopened the proceeding for the receipt of additional evidence. The interim surcharge increase was reinstated pending a further decision in the reopened proceeding. Said surcharge is scheduled to expire December 31, 1967.

Further hearings were held in the reopened proceeding on October 23 and 24, 1967, and the matter was submitted subject to the filing of concurrent briefs on or before November 10, 1967. It does not appear that a decision can be issued in the reopened proceeding to become effective prior to the expiration of the interim surcharge. Accordingly, a supplement to the tariff will be issued extending the present surcharge to and including July 31, 1968.

IT IS ORDERED that:

1. Minimum Rate Tariff No. 10 (Appendix A of Decision No. 44633, as amended) is further amended by incorporating therein,

to become effective December 31, 1967, Supplement No. 11 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 tenth day after the effective date of this order on not less than ten days' notice to the Commission and to the public and shall be made effective not later than December 31, 1967.

3. Common carriers, in establishing and maintaining the rates 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 rates 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 the aforesaid Decision No. 44633, as amended, shall remain in full force and effect.

The effective date of this order shall be ten days after the date hereof.

Dated at San Francisco, California, this 14th day of NOVEMBER, 1967.

[Signature]
President

[Signature]

[Signature]

[Signature]

[Signature]
Commissioners

SPECIAL INCREASE SUPPLEMENT

SUPPLEMENT NO. 11

(Cancels Supplement No. 10)

(Supplements Nos. 1, 6, 9 and 11 Contain All Changes)

TO
MINIMUM RATE TARIFF NO. 10

NAMING

DISTANCE MINIMUM RATES

ALSO

RULES AND REGULATIONS

FOR THE

TRANSPORTATION OF CEMENT AND OTHER

COMMODITIES OVER THE

PUBLIC HIGHWAYS

WITHIN THE

STATE OF CALIFORNIA

BY

CITY CARRIERS

RADIAL HIGHWAY COMMON CARRIERS

HIGHWAY CONTRACT CARRIERS

AND

CEMENT CONTRACT CARRIERS

◇(1) APPLICATION OF SURCHARGE

Determine the applicable rate per 100 pounds from Section No. 2 and increase the rate so determined by one cent per 100 pounds.

◇(1) Expires with July 31, 1968, unless sooner canceled, changed or extended.

EFFECTIVE DECEMBER 31, 1967

◇ Change
◇ Increase

) Decision No. 73347

Issued by the
PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA
State Building, Civic Center
San Francisco, California 94102