

BEM

Decision No. 73358

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application  
of JOHN T. LANE for an order  
granting permission to charge less  
than the minimum rates on shipments  
transported for the Coca-Cola  
Company.

Application No. 49696  
(Filed September 29, 1967)

OPINION AND ORDER

John T. Lane, doing business as Lane Drayage, is engaged in the transportation of property as a radial highway common carrier and a highway contract carrier. By Decision No. 71523, dated November 9, 1966, in Application No. 48826, applicant was authorized to charge less than the established minimum rates for the transportation of flavoring syrup, nonalcoholic beverages, flavoring compounds and extracts, and empty containers for the Coca-Cola Company between San Francisco and certain specified northern and central California points and to transport empty pallets without charge in connection with such transportation. Applicant's current authority is scheduled to expire with December 2, 1967.

Applicant requests that the authority granted by Decision No. 71523 be extended for a one year period to December 2, 1968 at the rates set forth in Appendix C attached to the application. The level of rates previously authorized in Decision No. 71523 was increased in Appendix C of the instant application to the level of the Commission's Minimum Rate Tariff No. 2 rates in effect as of August 31, 1967, except for the present authorized rates for the outbound movements involved herein from San Francisco to Fresno, Sacramento, San Jose, Petaluma, San Rafael and Santa Rosa, which

applicant explains are his volume shipping points.<sup>1/</sup> Applicant states the increase in rates was necessary in order to offset increases in his labor costs which became effective July 1, 1967.

As justification for the requested extended authority, applicant states that the transportation, under the rates currently authorized, has proved to be compensatory, resulting in an operating ratio of 93.81 percent, as demonstrated in John T. Lane's Profit and Loss Statement for the twelve month period ended August 31, 1967, set forth in Appendix B of the application. From the revenue and expense data submitted by applicant, it may reasonably be expected that the transportation involved will continue to be profitable during the ensuing year under the increased rates now proposed by applicant.

The certificate of service shows that a copy of the application was served on the California Trucking Association on or about September 29, 1967. The application was listed on the Commission's Daily Calendar of October 2, 1967. No objection to the granting of the application has been received.

In the circumstances, the Commission finds that the rates proposed by applicant in Appendix C of the application are reasonable and justified for the transportation involved. A public hearing is not necessary.

The Commission concludes that the application should be granted.

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<sup>1/</sup> Minimum Rate Tariff No. 2 rates in effect as of August 31, 1967 were increased, effective September 23, 1967 by Decision No. 72849, dated August 1, 1967, in Case No. 5432.

IT IS ORDERED that:

1. John T. Lane is hereby authorized to transport flavoring syrup, nonalcoholic beverages, flavoring compounds and extracts, and empty containers for the Coca-Cola Company from and to San Francisco to and from the points set forth in Appendix A, attached hereto and by this reference made a part hereof, at rates less than the established minimum rates but not less than those specified in Appendix A hereof.

2. John T. Lane is hereby authorized to continue to transport pallets without charge in connection with the transportation involved in this proceeding.

3. The authority herein granted shall, on or after December 2, 1967, supersede the authority granted by Decision No. 71523 and shall expire December 2, 1968, unless sooner canceled, modified or extended by order of the Commission.

This order shall become effective December 2, 1967.

21<sup>st</sup> Dated at San Francisco, California, this day of NOVEMBER, 1967.

[Signature]  
President

[Signature]  
[Signature]  
[Signature]  
Commissioners

Commissioner William M. Bennett, being necessarily absent, did not participate in the disposition of this proceeding.

## APPENDIX A

JOHN T. LANE

Rates on: Flavoring syrup, in bulk, in barrels or drums, or in inner containers packed in cartons.

Flavoring Compounds and Extract, liquid or dry, in inner containers packed in cartons.

Beverages, flavored, phosphated or carbonated, nonalcoholic, NOIBN, in metal cans, packed in cartons.

BETWEEN  
San Francisco, California

(Rates in cents per 100 lbs.)

AND:	MINIMUM WEIGHT			
	<u>5,000 lbs.</u>	<u>10,000 lbs.</u>	<u>20,000 lbs.</u>	<u>30,000 lbs.</u>
Burlingame	56	39	25	21-1/2
Eureka	106	86	70	71
Fresno	80	60	52	38
Hayward	63	43	30	27
Marysville	85	63	48	45
Merced	85	63	48	45
Modesto	79	57	41	39
Monterey	79	57	41	39
Napa	71	50	35	34
North Highlands	81	59	42	41
Oakland	60	41	30	27
Palo Alto	60	41	28	24-1/2
Petaluma	64	38	27	24
Pittsburg	69	49	34	33
Sacramento and North Sacramento	73	46	37	28
Salinas	77	55	40	38
San Jose	62	37	26	20
San Mateo	59	41	27	23-1/2
San Rafael	58	33	21	19
Santa Cruz	73	52	36	35
Santa Rosa	68	42	31	28
Stockton	77	55	40	38
Vallejo	68	47	32	32
Visalia	97	76	59	59
Watsonville	75	53	38	36

SPLIT DELIVERY CHARGES

Weight in Pounds <u>Over</u> <u>But not Over</u>		<u>CHARGE PER DELIVERY</u>	
		<u>Distance Not Exceeding 100 Miles</u>	<u>Distance Exceeding 100 Miles</u>
0	100	\$ 1.90	\$ 2.15
100	250	2.20	2.65
250	500	2.30	2.85
500	1,000	2.60	3.90
1,000	2,000	3.40	5.80
2,000	4,000	4.40	7.20
4,000	10,000	5.15	8.60
10,000	-	5.80	9.95

Rates on Empty Drums Returning to San Francisco  
(in cents per 100 lbs.)

FROM:	<u>MINIMUM WEIGHT</u>		
	<u>AQ</u>	<u>5,000 lbs.</u>	<u>10,000 lbs.</u>
Burlingame	85	32	32
Eureka	119	59	48
Fresno	109	52	40
Hayward	89	35	32
Marysville	103	47	35
Merced	103	47	35
Modesto	99	44	32
Monterey	99	44	32
Napa	94	40	32
North Highlands	100	45	32
Oakland	87	34	32
Palo Alto	88	35	32
Petaluma	92	38	32
Pittsburg	93	39	32
Sacramento and North Sacramento	100	45	32
Salinas	99	44	32
San Jose	91	37	32
San Rafael	88	35	32
Santa Cruz	95	41	32
Santa Rosa	94	40	32
Stockton	97	43	32
Vallejo	92	38	32
Visalia	113	54	42
Watsonville	96	42	32

(End of Appendix A)