

ORIGINAL

Decision No. 73433

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

Case No. 5432
Petition for Modification
No. 261

And Related Matters.)

Cases Nos. 5435 and 5439)
(Petitions for Modification)
Nos. 36 and 27, respectively))
and Cases Nos. 5330 and 5441)

SUPPLEMENTAL OPINION AND ORDER

By Decision No. 71337 dated September 28, 1966, in the above proceedings, the Commission amended various minimum rate tariffs to indicate that the transportation of houses is exempt from minimum rate regulation.

It has come to the Commission's attention that the tariff amendments involved do not adequately describe the transportation that was intended to be exempt from minimum rate regulation.

In the circumstances, it appears, and the Commission finds, that the necessary amendments to City Carriers' Tariff No. 1-A and Minimum Rate Tariffs Nos. 1-B, 2, 4-B, 5 and 9-B should be made. A public hearing is not necessary. Minimum Rate Tariff No. 2 will be revised by the order herein. In order to avoid duplication of tariff distribution, the other tariffs involved will be amended by separate orders.

IT IS ORDERED that:

1. Minimum Rate Tariff No. 2 (Appendix "D" of Decision No. 31606, as amended) is hereby further amended by incorporating therein, to become effective January 13, 1968, Forty-seventh Revised Page 15, 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 shall be filed not earlier than the effective date of this order and 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 such tariff publications shall be made effective not later than January 13, 1968; and the tariff publications which are authorized but not 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, 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.

3. Common carriers, in establishing and maintaining the change 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 change published under this authority shall make reference to the prior orders authorizing the 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 San Francisco, California, this 5th day of December, 1967.

John E. Mitchell
President
William L. Bernard
Augusta
William Lyons, Jr.
Paul P. Morrison
Commissioners

Item
No.SECTION NO. 1 - RULES AND REGULATIONS OF GENERAL
APPLICATION (Continued)APPLICATION OF TARIFF-COMMODITIES (Continued)
(Items Nos. 40, 41 and 42)

Rates in this tariff apply for the transportation of all commodities except as follows:

<p>41</p>	<p>Hops, houses which have been disengaged from their foundations, or sections thereof and integral parts or contents when the contents are transported within the houses, Kulls, almond, including shells and other waste from the hulling and shelling of almonds, not processed for use as animal or poultry feed, Ice Cream mix, unflavored, Insecticides, agricultural, Jewelry transported from or to wholesale houses in packages weighing 10 pounds or less, Liquids, compressed gases, commodities in semi-plastic form and commodities in suspension in liquids in bulk, in tank trucks, tank trailers, tank semi-trailers or a combination of such highway vehicles, Livestock, Logs (wood), Milk, liquid (Subject to Note 2), Mushrooms, fresh (not cold pack nor frozen), Newspapers, newspaper supplements, sections of inserts (not scrap or waste), Nuts, in the shell, Nuts, field shelled (rough shelled, with or without removal of broken shells, dirt, residue, or foreign material, and not cleaned nor further processed), Optical goods transported from or to wholesale houses in packages weighing 10 pounds or less, Pits, fruit, Pot Cheese, Poultry, live, Property of the United States, or property transported under an agreement whereby the United States contracted for the carrier's services,</p>
	<p>Sea Shells, crushed, ground, powdered or disintegrated (Subject to Note 5), Seed, cotton, Seed, safflower, Seeds, as described under that heading in the Governing Classification, when shipped from point of growth to an accumulation station or point of initial processing, or from an accumulation station to point of initial processing; in bulk, or in containers with a capacity exceeding 40 cubic feet, or in packages weighing 50 pounds or more. Shavings, wood, in bulk (Subject to Notes 13 and 14), Shell Marl, crushed, ground, or powdered, Shells, walnut, Shipments weighing 100 pounds or less when delivered from retail stores or retail warehouses where the property has been sold at retail by a retail merchant, or when returned to the original retail store shipper via the carrier which handled the outbound movement (Subject to Note 3), Shipments weighing 10 pounds or less when transported by carriers which operate no vehicles exceeding a licensed weight of 4,000 pounds (Subject to Note 12), Sulphur, Trailer coaches and campers set up, (including contents and furniture and other personal effects for use outside of trailer coaches) for which rates are provided in Minimum Rate Tariff 18, United States mail transported for the Post Office Department under contract, Used Property, viz.: household goods, personal effects, furniture, musical instruments, radios, and office and store fixtures and equipment, as described in and for which rates are provided in Minimum Rate Tariff No. 4-B, and used property as described therein of state, county or municipal governments, or transported under an agreement whereby the governments contracted for the carrier's services,</p>

Property shipped to or from producers of motion pictures or television shows when transported subject to the rates, rules and regulations provided by Decision No. 33226, in Cases Nos. 4246 and 4434, as amended.

Property transported to a United States Post Office for mailing and United States mail transported from a post office to the addressees thereof (Subject to Note 11).

Vegetables, fresh or green, including mushrooms, fresh (not cold pack or frozen),

Vegetables, which are placed in a preservative and are destined to a cannery for processing into a preserved or pickled vegetable,

Vegetables, dried, viz.: Beans (except Mesquite), Lentils, Onions, Peas (except Cow Peas), Pepper Pods,

Voting Booths, Ballot Boxes, Election Tents and Election Supplies, when transported from or to polling places.

(Continued in Item No. 42)

Change, Decision No. **73433**

EFFECTIVE JANUARY 13, 1968

Issued by the Public Utilities Commission of the State of California,
San Francisco, California.
Correction No. 1889