

**ORIGINAL**

Decision No. 73546

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 Pacific Motor )	Shortened Procedure
Trucking Company, Pacific Motor )	Tariff Docket
Transport Company and Associated )	Application No. 49675
Freight Lines, tariff provisions )	(Filed September 19, 1967)
resulting in increases because of )	(Amended November 24, 1967)
the proposed cancellation of a )	
certain rule pertaining to the )	
rating of shipments. )	

OPINION AND ORDER

By this application, as amended, Western Motor Tariff Bureau, Inc., seeks authority, on behalf of Pacific Motor Trucking Company, Pacific Motor Transport Company and Associated Freight Lines, to amend one of its tariffs by providing that, when percentages of the first class rates are applied to truckload shipments of certain commodities, such percentages shall be applied to the any-quantity first class rates in lieu of the 10,000 and 20,000-pound first class rates.<sup>1</sup>

Applicant states that the proposed tariff provisions apply over a portion of the operative rights of Associated Freight Lines but that the remaining portion, which was acquired from Alfred F. Antoni, is subject to the tariff provisions that are herein sought to be amended. Applicant avers that the proposed tariff amendment would eliminate the assessment of different charges by this carrier for the same transportation service. Applicant alleges that the

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<sup>1</sup>The tariff provisions are set forth in Item No. 1985 of Western Motor Tariff Bureau, Inc., Agent, Local, Joint and Proportional Freight and Express Tariff No. 111, Cal.P.U.C. No. 15 (Tariff No. 111).

proposed tariff provisions are more realistic than the current tariff provisions from a revenue standpoint insofar as the involved carriers are concerned and that this is borne out by the fact that a large number of carriers presently apply percentage ratings to the any-quantity first class rates.<sup>2</sup>

Applicant cites 5 sample shipments on which the charges resulting under the application of the aforementioned percentage ratings to the 10,000 or 20,000-pound rates would nullify the any-quantity rates. Appendix A attached to the application shows the "breakback" weight or the point at which the charges are equal under either the any-quantity rates or the 10,000 or 20,000-pound rates and the range of these weights vary from 1,442 to 5,175 pounds depending on the distance and the particular percentage rating involved.

Applicant asserts that increases resulting from the proposal herein would not increase the California intrastate gross revenue of any of the carriers involved by as much as one percent.

The application and amendment were listed on the Commission's Daily Calendar of September 20 and November 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 publication of the tariff revision as specifically proposed in the application, as amended, are justified. A public hearing is not necessary. The Commission concludes that the application, as amended, should be granted.

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<sup>2</sup> 109 carriers participating in Tariff No. 111 apply percentage ratings to the any-quantity first class rates as is proposed in the application. Of the participants in Tariff No. 111, only the 3 carriers involved herein do not do so.

IT IS ORDERED that:


1. Western Motor Tariff Bureau, Inc., is hereby authorized, on behalf of Pacific Motor Trucking Company, Pacific Motor Transport Company and Associated Freight Lines, to amend Item No. 1985 of its Local, Joint and Proportional Freight and Express Tariff No. 111, Cal.P.U.C. No. 15, as proposed in the application, as amended.


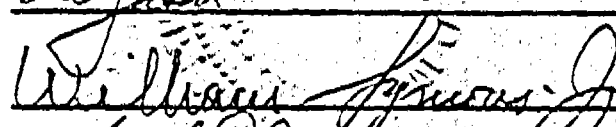
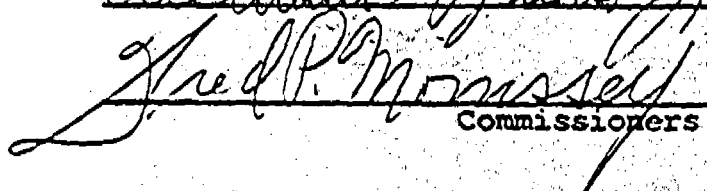
2. Tariff publications authorized to be made as a result of the order herein shall be filed not earlier than the effective date of this order and may be made effective not earlier than thirty days after the effective date of this order on not less than thirty days' notice to the Commission and to the 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 27<sup>th</sup> day of December, 1967.

  
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President

  
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Commissioners

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