

ORIGINAL

Decision No. 74261

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. 502)
(Filed May 10, 1968)

OPINION AND ORDER

Devine & Son Trucking Co. (Devine), a corporation, holds a certificate to operate as a highway common carrier for the transportation of lumber and forest products and certain other commodities between various points in California. By Decision No. 72656 dated June 27, 1967, in Case No. 5432 (Petition for Modification No. 445), it was authorized to publish a rate of 22 cents per 100 pounds, minimum weight 45,000 pounds, for the transportation of lumber from Elk Creek to Rocklin via a specified route. The currently authorized rate is lower than the established minimum rate and is published to expire July 1, 1968. By this petition, Devine seeks an extension of the current authority and an increase in the authorized rate to 22½ cents per 100 pounds.

As recited in Decision No. 72656, supra, Glenco Forest Products (Glenco) ships a large volume of lumber and other forest products via Devine. The carrier has established an operations base at Glenco with a dispatcher and a fleet of equipment. Loading operations are performed 24 hours a day at Glenco and, in many instances, the trailers are preloaded for immediate dispatching when a tractor becomes available. Devine's equipment can be loaded in 45 minutes and unloaded in 45 minutes and it takes 7 hours enroute time for the vehicles to make the round trip of 256 miles.

Petitioner alleges that it has continuously been transporting lumber under this rate authority at a reasonable profit and that Glenco desires that it continue to provide such transportation at the proposed rate. Petitioner avers that the shipper operates its own trucks and will expand its proprietary operation unless the rate relief sought herein is granted.

Revenue and expense data submitted by petitioner indicate that the transportation involved has been profitable and reasonably may be expected to be profitable during the ensuing year.

A copy of the verified petition was mailed to California Trucking Association on May 9, 1968. The petition was listed on the Commission's Daily Calendar of May 13, 1968. No objection to the granting of the petition has been received.

In the circumstances, it appears, and the Commission finds, that the proposed rate is reasonable and justified by transportation conditions. A public hearing is not necessary. The Commission concludes that the petition should be granted. However, as the conditions surrounding the transportation may change, the authority will be granted for a period of one year.

In view of the impending expiration date of the current authority and the time required for tariff notification, the order which follows will be made effective June 26, 1968.


IT IS ORDERED that:

1. Devine and Son Trucking Co., a corporation, is hereby authorized to publish and file, to expire with July 1, 1969, a rate of 22½ cents per 100 pounds, minimum weight 45,000 pounds, for the transportation of lumber from Elk Creek to Rocklin via Willows, Marysville and Lincoln.


2. Tariff filings shall be made effective not earlier than five days after the effective date of this order on not less than five days' notice to the Commission and to the public.

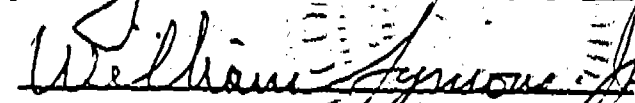
This order shall become effective June 26, 1968.

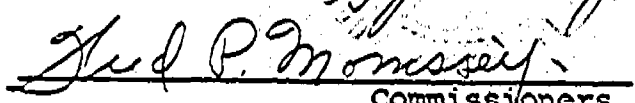
Dated at San Francisco, California, this 18th day of June, 1968.



President







Commissioners

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