

Decision No. 74303

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of MUELLER TRUCK CO., a corpora-)
tion, for authority to depart from)
the rates, rules and regulations)
of Minimum Rate Tariff No. 2 and)
Minimum Rate Tariff No. 5, under)
the provisions of the Highway)
Carriers' Act and of the City)
Carriers' Act.)

Application No. 50213
(Filed May 6, 1968)

OPINION AND ORDER

Mueller Truck Co., a corporation, holds radial highway common carrier, highway contract carrier and city carrier permits and a certificate to operate as a highway common carrier.¹ By Decision No. 72669 dated June 27, 1967, as amended by Decision No. 72881 dated August 8, 1967, in Application No. 49366, it was authorized to transport sodium (soda) hypochlorite solution for The Clorox Company from that company's plant at Vernon to its customers at points within 160 miles of Vernon at rates less than those named in Minimum Rate Tariffs Nos. 2 and 5. The current rate authority is scheduled to expire with July 1, 1968.

By this application, Mueller Truck Co. seeks an extension of the current authority, with certain modifications in the rates, for a further period of one year. Applicant proposes to modify the existing authority by increasing all of the currently authorized rates by an amount of one or two cents each, or approximately 5 percent.²

¹ Applicant's highway common carrier certificate excludes the transportation involved herein.

² No authority for the increases in the rates now authorized is required inasmuch as applicant performs this transportation as a highway contract carrier and as a city carrier for which only minimum rates have been established.

Applicant alleges that, except for an increase in its operating cost due to a wage increase, the transportation circumstances which justified the granting of the original authority and subsequent modifications thereof continue to exist and require that it be authorized to charge the proposed rates for another year. Applicant further alleges that the proposed rates reflect the increased labor cost involved and that the proposed rates will yield a reasonable and adequate return for the aforementioned transportation.

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

The certificate of service shows that a copy of the verified application was mailed to California Trucking Association on May 2, 1968. The application was listed on the Commission's Daily Calendar of May 7, 1968. No objection to the granting of the application has been received.

In the circumstances, it appears, and the Commission finds, that the proposed rates are reasonable and consistent with the public interest. A public hearing is not necessary. The Commission concludes that the application should be granted. In view of the impending expiration date of the current authority, the order which follows will be made effective July 1, 1968.

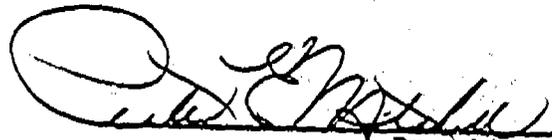
IT IS ORDERED that:

1. Mueller Truck Co., a corporation, is authorized to transport sodium (soda) hypochlorite solution for The Clorox Company, from the Clorox plant at 4333 Bandini Boulevard, Vernon, to customers of Clorox in southern California located at points within 160 miles of said plant at rates less than those named in Minimum Rate Tariffs Nos. 2 and 5, but not less than those named in Appendix A, attached hereto and by this reference made a part hereof.

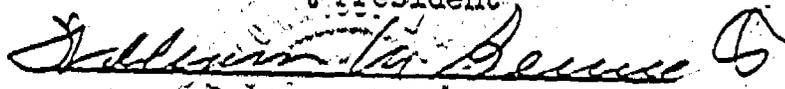
2. The authority herein granted shall, on and after July 1, 1968, supersede the authority granted by Decision No. 72669, as amended by Decision No. 72881, and shall expire with July 1, 1969.

This order shall become effective July 1, 1968.

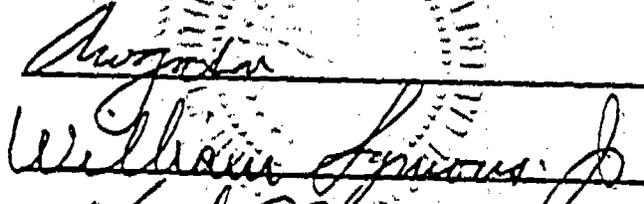
Dated at San Francisco, California, this 25th day of June, 1968.



President



Secretary



Commissioner



Commissioner

APPENDIX A TO DECISION NO. 74303

Carrier: Mueller Truck Co.

Shipper: The Clorox Company

Commodity: Sodium (soda) hypochlorite solution

Rates: (In cents per 100 pounds):

A. For transportation otherwise subject to Minimum Rate
Tariff No. 5 (see Note 1).

<u>Rate Basis</u>	<u>Minimum Weight</u>	<u>Rate</u>
"A"	20,000 lbs.	17
"B"	20,000 lbs.	18
"C"	20,000 lbs.	21

NOTE 1:

Rate basis will be computed as provided in Minimum Rate Tariff No. 5. Rates are subject to Item 130 (Split Delivery) of Minimum Rate Tariff No. 5.

All shipments to be power loaded and power unloaded by shipper and consignee; necessary equipment to be furnished and used without expense to the carrier.

Pallets will be returned free, provided such return complies with the provisions of Item 88 of Minimum Rate Tariff No. 5.

Carrier to be free from any claims for shortage. Upon return of damaged merchandise, carrier is to be free from any claim for damage.

B: For transportation otherwise subject to Minimum Rate Tariff No. 2 (see Note 2).

<u>Mileage</u>	<u>Minimum Weight</u>	<u>Minimum Weight</u>	<u>Minimum Weight</u>
	<u>30,000 lbs.</u>	<u>40,000 lbs.</u>	<u>45,000 lbs.</u>
	<u>Rate</u>	<u>Rate</u>	<u>Rate</u>
0-3	15	13	13
3-5	16	14	13
5-10	17	15	14
10-15	18	15	15
15-20	19	16	15
20-25	19	16	15
25-30	20	17	16
30-35	21	18	16
35-40	22	19	17
40-45	23	19	18
45-50	24	20	19
50-60	26	21	19
60-70	28	22	20
70-80	28	23	21
80-90	29	24	22
90-100	30	25	23
100-110	32	26	23
110-120	32	28	24
120-130	34	28	25
130-140	35	29	26
140-150	36	30	28
150-160	37	31	28

NOTE 2: Mileage to be computed as provided in governing Distance Table. Rates are subject to the provisions of Item 170 (Split Delivery) of Minimum Rate Tariff No. 2.

All shipments to be power loaded and power unloaded by the shipper and consignee; necessary equipment to be furnished and used without expense to the carrier. If loading or unloading time exceeds one hour, charges named in Item No. 145 of Minimum Rate Tariff No. 2 will apply.

Pallets will be returned free, provided that a like number of pallets are returned at the time of delivery. Shipments of pallets not complying with this paragraph will be subject to the rates in the applicable tariff.

Carrier to be free from any claims for shortage. Upon return of damaged merchandise, carrier is to be free from any claim for damage.

Rates to apply to shipments originating at the plant of The Clorox Company located at 4335 Bandini Boulevard, Vernon, California, and destined to points within 160 miles thereof, as indicated in the above mileage bracket column.

(End of Appendix A)