

ORIGINAL

Decision No. 74349

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Western Motor Tariff Bureau, Inc., Agent, under the Shortened Procedure Tariff Docket to publish for and on behalf of Di Salvo Trucking Co. and Pacific Motor Transport Company tariff provisions resulting in increases due to cancellation of certain joint rate provisions.)	Shortened Procedure Tariff Docket Application No. 50169 (Filed April 15, 1968)
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OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., seeks authority, on behalf of Di Salvo Trucking Co. (Di Salvo) and Pacific Motor Transport Company (Pacific), to cancel joint rates between said carriers on shipments, which are subject to minimum weights of 20,000 pounds or more and are interchanged by the carriers at Fresno.¹

Applicant states that Di Salvo is not authorized to serve the origin points specified herein as a certificated common carrier and, although the carrier has established a considerable number of joint rates with Pacific, the latter carrier has been unwilling to establish lower joint rail competitive rates with Di Salvo on shipments originating at the points in question. As a result of this situation, applicant alleges

¹ The joint rates are published in 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) and apply on shipments which originate at: Novato, Petaluma, Sebastopol, Santa Rosa, Napa, Lincoln, Oakdale, Hershey Plant near Oakdale, Riverbank, Sonora, Trona, Empire, Vandenberg Air Force Base, Camp Cooke and Lompoc and points located within five air miles of said communities.

that Di Salvo is precluded from being competitive with other common carriers and permitted carriers, which assess rail competitive rates for such transportation. Applicant asserts that approval of the application would allow Di Salvo to handle such shipments as a permitted carrier on a competitive basis and thus enhance its revenue position.

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

The application was listed on the Commission's Daily Calendar of April 16, 1968. No objection to the granting of the application has been received.

In the circumstances, it appears, and the Commission finds, that increases resulting from cancellation of joint rates as proposed in the application are justified to the extent hereinafter indicated. The proposed less-than-truckload joint rates, which have no weight limitation, should be restricted to apply to shipments weighing 10,000 pounds or less. A public hearing is not necessary. The Commission concludes that the application should be granted as hereinafter modified.

IT IS ORDERED that:

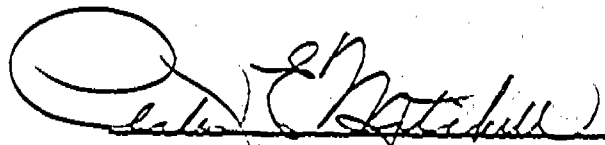
1. Western Motor Tariff Bureau, Inc., is hereby authorized to publish a restriction in its Tariff No. 111 limiting the application of the joint rates named in Application No. 50169, between Di Salvo Trucking Co. and Pacific Motor Transport Company, to shipments which weigh 10,000 pounds or less and are interchanged at Fresno.

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.

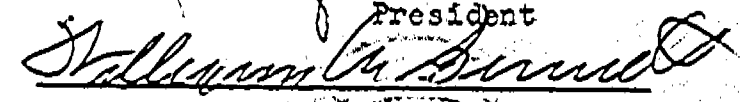
3. The authority herein granted shall expire unless exercised within ninety days after the effective date of this order.

This order shall become effective twenty days after the date hereof.

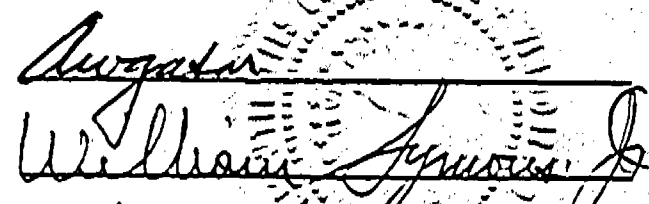
Dated at San Francisco, California, this 2nd day of July, 1968.



President



Augusta



Fred P. Morrissey
Commissioners