

**ORIGINAL**

Decision No. 74443

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 certain of its )  
participating carriers tariff pro- )  
visions resulting in increases )  
because of the republishing of a )  
rule providing for special charges )  
to be applied in connection with )  
shipments moving on Order Bills of )  
Lading. )

Shortened Procedure  
Tariff Docket  
Application No. 50263  
(Filed May 22, 1968)

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., seeks authority, on behalf of eight highway common carriers,<sup>1</sup> to permit such carriers to participate in a rule in one of its tariffs pertaining to the handling of order bills of lading. The rule provides for assessment of a charge of \$3.00 when the carriers are required to handle such documents.<sup>2</sup>

Applicant states that carriers are called upon to transport shipments moving on order bills of lading from time to time and it is necessary that they have surrendered to them the original bill of lading made out to the order of the shipper and properly endorsed. Applicant avers that the carrier is liable for the value of the shipment when it fails to obtain the properly endorsed order bill of

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<sup>1</sup>The carriers are California Delivery Service, California Pacific Truck Lines, Inc., J.D.S. Trucking, Inc., Miles Motor Transport System, Milne Truck Lines, Inc., Nielsen Freight Lines, PCP Transportation Company and System 99.

<sup>2</sup>The rule is set forth in Item No. 429.1 of Western Motor Tariff Bureau, Inc., Agent, Local, Joint and Proportional Freight and Express Tariff No. 111, Cal. P.U.C. No. 15.

lading at the time such shipment is delivered in much the same manner as if it had failed to collect the money due on a C.O.D. shipment.

Applicant contends that shipments moving between points in California on order bills of lading are relatively rare as most shipments move on the more popular C.O.D. basis when credit problems are encountered. Applicant declares that, when shipments move on order bills of lading, the carrier must take extra time to be sure that its drivers are aware of the circumstances pending delivery of such shipments and the carrier must make telephone calls that never enter into the handling of ordinary shipments and seldom occur in connection with C.O.D. shipments.

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 was listed on the Commission's Daily Calendar of May 24, 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 the publication of the charge as specifically proposed in the application are justified. A public hearing is not necessary. The Commission concludes that the application should be granted.

IT IS ORDERED that:

1. Western Motor Tariff Bureau, Inc., Agent, is hereby authorized to publish in its Local, Joint and Proportional Freight and Express Tariff No. 111, Cal. P.U.C. No. 15, on behalf of California Delivery Service, California Pacific Truck Lines, Inc., J.D.S. Trucking, Inc., Miles Motor Transport System, Milne Truck

Lines, Inc., Nielsen Freight Lines, PCP Transportation Company and System 99, a charge of \$3.00 for handling each shipment transported on an order bill of lading.

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 23<sup>rd</sup> day of July, 1968.

William J. Lyons, Jr.  
President  
John E. Mitchell  
Stallman Bennett  
Paul P. Monessey  
Commissioners

Commissioner A. W. Gatov, being necessarily absent, did not participate in the disposition of this proceeding.