

ORIGINAL

Decision No. 74583

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation for)	Case No. 7858
the purpose of considering and de-)	(Petition for Modification
termining revisions in or reissues of)	No. 40)
Exception Ratings Tariff No. 1.)	(Filed June 26, 1968)

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)	Case No. 5432
transportation of any and all com-)	
modities between and within all points)	
and places in the State of California)	
(including, but not limited to trans-)	
portation for which rates are provided)	
in Minimum Rate Tariff No. 2).)	

SUPPLEMENTAL INTERIM OPINION AND ORDER

By Decisions Nos. 74310 and 74449, dated June 25, 1968, and July 23, 1968, respectively, the Commission found that the class rates, exception ratings and rules in Minimum Rate Tariffs Nos. 1-B, 2, 5 and 9-B and City Carriers' Tariff No. 1-A and Exception Ratings Tariff No. 1 should be redesignated effective September 1, 1968, to conform with the truck-oriented ratings and rules in National Motor Freight Classification A-10 and that such classification should supersede National Motor Freight Classification A-10(CAL) which sets forth therein rail-oriented ratings and rules.

It has come to the Commission's attention that the tariff pages in Minimum Rate Tariff No. 2 and Exception Ratings Tariff No. 1 do not fully reflect the authority granted by Decision No. 74449.¹

In the circumstances, it appears, and the Commission finds, that the necessary corrections should be made by the order herein. A public hearing is not necessary. The Commission concludes that Exception Ratings Tariff No. 1 and Minimum Rate Tariff No. 2 should be amended accordingly.

IT IS ORDERED that:

1. Exception Ratings Tariff No. 1 (Appendix A to Decision No. 66195, as amended) is further amended by incorporating therein, to become effective September 1, 1968, Eighth Revised Page 6 attached hereto and by this reference made a part hereof.
2. Minimum Rate Tariff No. 2 (Appendix D to Decision No. 31606, as amended) is further amended by incorporating therein, to become effective September 1, 1968, Seventh Revised Page 29-A attached hereto and by this reference made a part hereof.
3. Decision No. 74449 dated July 23, 1968, in Case No. 7858 is hereby amended by inserting "36,000" in the truckload minimum weight column opposite Item 46200, Sub.2, on Original Page 28-B incorporated in Exception Ratings Tariff No. 1 and by substituting in place and stead of the Class 770 less truckload rating shown opposite Item 153280, Sub. 1, on Original Page 28-H incorporated in said tariff a less truckload rating of Class 70.

¹Reference to Section No. 2-C of Exception Ratings Tariff No. 1 (ERT No. 1) was not published in Item No. 292 of Minimum Rate Tariff No. 2 as intended. The explanations of ratings (classes) in Item 420 of National Motor Freight Classification A-10 (CAL), which will be canceled September 1, 1968, should have been established in ERT No. 1. The truckload minimum weight was inadvertently omitted from Item No. 1440 of ERT No. 1 in connection with reference therein to Item 46200, Sub. 2, of the Governing Classification. The less truckload rating of Class 770 in Item No. 1650 of ERT No. 1 concerning Item 153280, Sub. 1, of the Governing Classification should have been indicated as Class 70. The aforementioned truckload minimum weight and less truckload rating are correctly shown on the printed tariff pages involved.

4. Tariff publications required to be made by common carriers as a result of the order herein shall be filed not earlier than the effective date of this order and shall be made effective not earlier than the second day after the effective date of this order on not less than two days' notice to the Commission and to the public and such tariff publications shall be made effective not later than September 1, 1968; and tariff publications which are authorized but not required to be made by common carriers 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 the second day after the effective date of this order on not less than two days' notice to the Commission and to the public if filed not later than sixty days after the effective date of the minimum rate tariff pages incorporated in this order.

5. Common carriers, in establishing and maintaining the provisions authorized hereinabove, are hereby authorized to depart from the provisions of Section 460 of the Public Utilities Code to the extent necessary to adjust long- and short-haul departures now maintained under outstanding authorizations; such outstanding authorizations are hereby modified only to the extent necessary to comply with this order; and schedules containing the provisions published under this authority shall make reference to the prior orders authorizing long- and short-haul departures and to this order.

6. In all other respects, Decisions Nos. 31606 and 66195, as amended, and 74449 shall remain in full force and effect.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 20th day of August, 1968.

William Symons, Jr.
President
William W. Burdett
John E. Mitchell
Augusta
Commissioners

Commissioner Fred P. Morrissey, being necessarily absent, did not participate in the disposition of this proceeding.

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 Seventh Revised Page 6
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 Sixth Revised Page 6
 And
 Fifth Revised Page 6

EXCEPTION RATINGS TARIFF NO. 1

SECTION NO. 1 - RULES AND REGULATIONS		Item No.
<p>DEFINITION OF GOVERNING CLASSIFICATION</p> <p>The term "Governing Classification" when used herein means National Motor Freight Classification A-10.</p>		20
<p>EXPLANATIONS OF ABBREVIATIONS, LETTERS OR SYMBOLS</p>		40
Abbreviations, Letters or Symbols	Explanation	
CAL.P.U.C. C.O.D. Col. ERT etc. GC I.C.C. Incl. KD Lbs. LTL Min. Wt. No. NOIBN N.O.S. or n.o.s. SU TL Viz. " % \$	Public Utilities Commission of the State of California. Collect on Delivery. Column. Exception Ratings Tariff No.1 Et Cetera. Governing Classification. Interstate Commerce Commission. Inclusive. Knocked Down. Pounds. Less-than-truckload. Minimum Weight. Number. Not otherwise indexed by name in this Exception Ratings Tariff or in the GC. The abbreviation "noibn" means that the description of which it is a part applies on articles included in the same "NOI" description in the Governing Classification. Not otherwise specified in this tariff. Set Up. Truckload. Namely. Ditto (same). Percent or percentum. Dollars.	

EXPLANATION OF CLASSIFICATION CLASSES

Application of numbers appearing in classes (ratings) columns of this tariff, and of the Governing Classification.

500	-----	Means Five Times Class 100
400	-----	Means Four Times Class 100
350	-----	Means Three and One-Half Times Class 100
300	-----	Means Three Times Class 100
250	-----	Means Two and One-Half Times Class 100
200	-----	Means Two Times Class 100
175	-----	Means One and Three-Fourths Times Class 100
150	-----	Means One and One-Half Times Class 100
125	-----	Means One and One-Fourth Times Class 100
110	-----	Means One and One-Tenth Times Class 100
100	-----	Means Class 100
92½	-----	Means Class 92½
85	-----	Means Class 85
77½	-----	Means Class 77½
70	-----	Means Class 70
65	-----	Means Class 65
60	-----	Means Class 60
55	-----	Means Class 55
50	-----	Means Class 50
50.1	-----	Means Class 50.1
45	-----	Means Class 45
40	-----	Means Class 40
37½	-----	Means Class 37½
35	-----	Means Class 35
35.1	-----	Means Class 35.1
35.2	-----	Means Class 35.2
35.3	-----	Means Class 35.3
35.4	-----	Means Class 35.4

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Change, Decision No. 74583

EFFECTIVE SEPTEMBER 1, 1968

Issued by the Public Utilities Commission of the State of California,
San Francisco, California.

Correction No. 132

Item No.	SECTION NO. 1 - RULES AND REGULATIONS OF GENERAL APPLICATION (Continued)
	<p>EXCEPTION TO GOVERNING CLASSIFICATION AND SECTION NO. 2 OF THE EXCEPTION RATINGS TARIFF</p>
	<p>VOLUME INCENTIVE SERVICE APPLICATION OF RATES</p> <p>(Applies only when reference is made hereto)</p> <p>(a) Rates in this item shall apply only on prepaid shipments when the shipping document is annotated by shipper certifying that the shipment meets the requirements of this item and requesting volume incentive service. Rates in this item do not apply to:</p> <ol style="list-style-type: none">1. Shipments which require temperature control service, split pickup or delivery service, collect on delivery (C.O.D.) or order notify service, or which have origin or destination on steamship docks or oilwell sites; nor2. Shipments moving on government bill of lading; nor3. Shipments which are not loaded in their entirety during one calendar day; nor4. Shipments subject to Items Nos. 85, 90 or 365. <p>(E) (2) 292 (b) The charge for service under the provisions of this item shall be determined and applied as follows:</p> <ol style="list-style-type: none">1. Determine the applicable classification truckload rating as provided in the Governing Classification *and Sections Nos. 2-B and 2-C of the Exception Ratings Tariff for the shipment; and2. Multiply the actual weight of the shipment (but not less than 45,000 pounds per unit of carrier's equipment used) by the applicable rate provided for the next lower rating. (See Exception). <p>EXCEPTION.--Rate shall also apply to a shipment weighing less than 45,000 pounds provided the charges are computed on a weight of not less than 45,000 pounds per unit of carrier's equipment.</p> <ol style="list-style-type: none">3. In no event shall the charge so determined be less than the charge for 50,000 pounds at the Class Δ35.4 rate. <p>(c) Rates provided in this item do not alternate with other rates and charges in this tariff, and rates provided in this item may not be used in combination with any other rates.</p>

	<p style="text-align: center;">METHOD OF COMPUTING COMBINATION RATES</p> <p>(2) 295 On a continuous through movement of commodities moving under ratings based on a multiple, percentage or proportion of another rate for which charges are obtained by use of two or more separately stated rates, the through charge shall be computed by combining the two or more separately stated rates before applying the multiple, percentage or proportion authorized.</p>
(2) 297	<p style="text-align: center;">ACCESSORIAL CHARGES NOT TO BE OFFSET BY TRANSPORTATION CHARGES</p> <p>Accessorial charges set forth in this tariff for accessorial services not included in the rate for actual transportation shall be assessed and collected whenever such services are performed, regardless of the level of the transportation rate assessed. Such accessorial charges may not be waived on the basis that a higher-than-minimum transportation rate serves as an offset.</p>
(2) Δ 298	<p style="text-align: center;">APPLICATION OF CLASS RATES THAT ARE PERCENTAGES, MULTIPLES OR PROPORTIONS OF SPECIFIC CLASS RATINGS</p> <p>Class ratings which are based on percentages, multiples or proportions of ΔClass 100 or other specified class ratings are not restricted in their application solely to the minimum class rates in the any-quantity weight brackets but will apply in connection with the minimum weight brackets set forth in this tariff applicable to the shipment transported.</p>
<p>(1) Fifth Revised Page 29-A was canceled by Supplement No. 73. (2) Items on this page transferred from Seventeenth Revised Page 36. (E) This item expires with December 31, 1969.</p> <div style="display: flex; align-items: center;"> <div style="margin-right: 20px;"> <p>ø Change)</p> <p>* Addition)</p> <p>Δ Change, neither increase) nor reduction)</p> </div> <div>Decision No. 74583</div> </div>	
EFFECTIVE SEPTEMBER 1, 1968	
<p>Issued by the Public Utilities Commission of the State of California, San Francisco, California. Correction No. 2035</p>	