

Decision No. 74584

ORIGINAL

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 property)
within San Diego County (trans-)
portation for which rates are)
provided in Minimum Rate Tariff)
No. 9-B).)

Case No. 5439
(Petition for Modification
No. 76)
(Filed June 26, 1968)

SUPPLEMENTAL INTERIM OPINION AND ORDER

By Decisions Nos. 74449 and 74452, dated July 23, 1968, in this proceeding, the Commission found that the class rates, exception ratings and rules in Minimum Rate Tariff No. 9-B 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.

Through inadvertence, Item No. 10 of this tariff makes reference to National Motor Freight Classification A-10 (CAL) and Item No. 320 thereof contains an unnecessary circle one reference. Printed copies of the tariff pages involved are correctly stated.

Inasmuch as certain common carriers and tariff publishing agents may have published the incorrect provisions, the Commission finds that they should be authorized to publish the

necessary tariff amendments on two days' notice to the Commission and the public. A public hearing is not necessary. The Commission concludes that Minimum Rate Tariff No. 9-B should be amended accordingly by the order herein.

IT IS ORDERED that:

1. Decision No. 74452 dated July 23, 1968, in this proceeding is hereby amended by indicating on Seventh Revised Page 7 incorporated in Minimum Rate Tariff No. 9-B that Governing Classification means National Motor Freight Classification A-10 and by deleting the circle one reference from Item No. 320 of Third Revised Page 35 incorporated in said tariff.

2. 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 referred to in this order.

3. 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.

4. In all other respects Decisions Nos. 67766, as amended, and 74452 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 Synnons, Jr.
President
John E. Mitchell
William W. Bennett
Avogata
Commissioners

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