

Decision No. 74648

ORIGINAL

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)	Shortened Procedure
for and on behalf of certain of its)	Tariff Docket
participating carriers tariff)	Application No. 50374
provisions resulting in increases)	(Filed July 5, 1968)
because of the publication of a new)	
rule in connection with free time)	
and storage.)	

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., seeks authority, on behalf of all carriers participating in one of its tariffs, to publish a uniform rule governing the storage of property.¹

The proposed rule would provide 48 hours free time for removal of a shipment or portion thereof from carrier's premises or equipment when the rate for the shipment is based on a minimum weight of less than 10,000 pounds and 24 hours free time when the rate for the shipment is based on a minimum weight of 10,000 pounds or more. Property held after the free time specified would be subject to certain storage charges.²

Applicant alleges that the proposed rule is a standard rule in certain of its tariffs and has proved to be very satisfactory.³

¹ The tariff is Western Motor Tariff Bureau, Inc., Agent, Local and Proportional Freight Tariff No. 6, Cal.P.U.C. No. 14 (J. L. Beeler, Agent, Series).

² The proposed charges are set forth in detail in Appendix A attached to the application.

³ The tariffs are Western Motor Tariff Bureau, Inc., Agent, Local, Joint and Proportional Freight and Express Tariffs Nos. 109 and 111, Cal.P.U.C. Nos. 13 and 15, respectively.

According to applicant, the proposed rule is capable of being interpreted properly by both carriers and shippers while the provisions of the current storage rule leave some doubt as to their interpretation and have become outdated.

Applicant asserts that the proposed publication results in both increases and reductions and that such increases would not increase the California intrastate gross revenue derived by any of the carriers involved by as much as one percent.

Applicant avers that the standardized storage rule was formally considered by its Standing Rate Committee under its Docket No. 21 and that circularization of the proposed rule and the result of the committee's action thereon was made known to interested shippers and carriers. No shippers or carriers registered any opposition to the proposal.

The application was listed on the Commission's Daily Calendar of July 9, 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 publication of the storage rule as 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., is hereby authorized to publish, on behalf of all carriers participating in its Local and Proportional Freight Tariff No. 6, Cal.P.U.C. No. 14 (J. L. Beeler, Agent, Series), a storage rule as specifically proposed in the application.

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 11th day of September, 1968.

William Symons, Jr.
resident
John Mitchell
Stallman to Bernard
Augustin
Fred P. Monsey
Commissioners