

**ORIGINAL**Decision No. 74827

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of	)
THOMPSON BROS. FREIGHT FORWARDING	)
CO., INC., a corporation, to depart	)
from the rates, rules and regulations	)
of Minimum Rate Tariff No. 2, under	)
the provisions of the Highway	)
Carriers' Act.	)

Application No. 50505  
 (Filed August 26, 1968;  
 Amendment Filed  
 September 18, 1968)

O P I N I O N

By Decision No. 72736, dated July 11, 1967, applicant was authorized in connection with split delivery shipments originating at Procter & Gamble's plant located at Sacramento and destined to points located north of a line running easterly-westerly through the cities of King City and Fresno and all points located in Fresno, Kings and Tulare Counties to depart from the provisions of Items 170 and 171 of Minimum Rate Tariff No. 2 and General Order No. 84-F as follows:

1. Apply an additional charge of 32 cents per 100 pounds in lieu of the split delivery charge set forth in Item No. 171 of Minimum Rate Tariff No. 2.
2. Not apply the Exception to subparagraph (a) of Item No. 170 of Minimum Rate Tariff No. 2.
3. Make collect on delivery (C.O.D.) shipments part of a split delivery shipment.

Applicant was also authorized to charge less than the minimum rates set forth in Minimum Rate Tariff No. 2 for the transportation of trisodium phosphate in bulk from Richmond to the plant of Procter & Gamble at Sacramento and return shipments of used empty

bins from the Procter & Gamble plant at Sacramento to Richmond. Said authority was scheduled to expire July 31, 1968; the expiration date was extended to October 29, 1968 by Decision No. 74407, dated July 16, 1968.

By this application, as amended, applicant requests authority to continue to depart from the provisions of Minimum Rate Tariff No. 2 and General Order No. 84-F. The application alleges that all considerations which resulted in the authority granted by Decision No. 72736 have continued to exist and do exist at the present time. However, because of increased operating costs, particularly the increase in union wages effective April 1, 1968, applicant proposes to increase the additional 32 cent split delivery charge to 34 cents and to increase the rate on trisodium phosphate from 28 cents per 100 pounds to 29 cents per 100 pounds. Applicant desires to continue to transport used empty bins from Procter and Gamble's plant at Sacramento to Richmond at a rate of 50 percent of 4th class, but subject to a minimum of 5000 pounds rather than 2000 pounds as presently authorized. By Decision No. 74310 dated June 25, 1968, the Commission approved and adopted the ratings and rules contained in National Motor Freight Classification A-10, as amended, as the just, reasonable and nondiscriminatory ratings and rules to govern the minimum rates and rules promulgated by the Commission in Minimum Rate Tariff No. 2. The former 4th class rating is designated Class 55 in the National Motor Freight Classification A-10. The authority hereafter granted will be on the basis of 50 percent of Class 55 rather than 50 percent of 4th class as requested.

Exhibits B and C attached to the application disclose that the transportation at the proposed rates will result in an operating

ratio of 93.34 percent for the split delivery shipments and an operating ratio of 91 percent for the movement of trisodium phosphate and the return movement of the empty bins.

The application was listed on the Commission's Daily Calendar of August 27, 1968 and the amendment was listed on the September 19, 1968 calendar. No objections have been received.

After consideration the Commission finds that:

1. The proposed rates will be compensatory.
2. The proposed rates are reasonable and justified.

The Commission concludes that the sought relief should be granted. A public hearing is not necessary. As conditions may change, the authority will be made to expire October 29, 1969, unless sooner canceled, changed or extended by order of the Commission.

O R D E R

IT IS ORDERED that:

1. Thompson Bros. Freight Forwarding Co., Inc., is hereby authorized to depart from the provisions of the minimum rate orders otherwise applicable as more particularly set forth in Appendices A and B attached hereto and by this reference made a part hereof.

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2. The authority granted herein will expire October 29, 1969 unless sooner canceled, changed or extended by order of the Commission.

The effective date of this order shall be October 29, 1968.

Dated at San Francisco, California, this 15<sup>th</sup>  
day of OCTOBER, 1968.

William J. Quinn  
President

Ed. J. Mitchell

Stella M. Bernard

August

Fred P. Morrissey  
Commissioners

APPENDIX A

The authority herein granted applies only to split delivery shipments transported by Thompson Bros. Freight Forwarding Co., Inc. (hereinafter called "the carrier") for the Procter & Gamble Distributing Company, from that company's plant at Sacramento to points in California north of a line running easterly-westerly through the Cities of King City and Fresno, and points in Fresno, Kings and Tulare Counties.

1. The carrier is authorized to apply an additional charge of 34 cents per 100 pounds in lieu of the split delivery charge set forth in Item No. 171 of Minimum Rate Tariff No. 2. This charge shall be made in addition to the line haul rate.
2. The carrier is authorized to not apply Exception 1 to subparagraph (a) of Item No. 170 of Minimum Rate Tariff No. 2.
3. The carrier is authorized to make collect on delivery (C.O.D.) shipments part of split delivery shipments.
4. All other provisions of Minimum Rate Tariff No. 2 apply.

APPENDIX B

ITEM COMMODITIES: Trisodium phosphate, chlorinated or not  
1. chlorinated, in shipper owned bins of not less than 60 cubic feet capacity.

FROM : Richmond, California.

TO : The Procter & Gamble Company plant, Sacramento, California.

RATE : 29 cents per 100 pounds.

MINIMUM : 45,000 pounds per shipment. Rate applies to the combined weight of the commodity and bins. The weight of the bins must be shown separately on the bill of lading and may not be used to make up the minimum weight of the shipment.

ITEM COMMODITIES: Used empty BINS, not nested, for return paying  
2. load of Commodity in Item 1.

FROM : The Procter & Gamble Company plant, Sacramento, California.

TO : Richmond, California

RATE : 50% of Class 55 rate but not less than 46 cents per 100 pounds.

MINIMUM : 5,000 pounds per shipment.

ITEM LOADING AND UNLOADING CARRIER'S EQUIPMENT:  
3.

The loading and unloading of carrier's equipment will be performed by the shipper's lift trucks. One hour free time will be allowed for loading and one hour free time will be allowed for unloading bins commencing from the time carrier's equipment is placed at the designated loading or unloading place. Delay in excess of free time will be charged for as provided in Item No. 145 of Minimum Rate Tariff No. 2.

ITEM : All other provisions of Minimum Rate Tariff  
4. No. 2 are to apply.