

ORIGINAL

Decision No. 74998

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 sand, rock, gravel and related items)
(commodities for which rates are pro-)
vided in Minimum Rate Tariff No. 7).)

Case No. 5437

SUPPLEMENTAL OPINION AND ORDER

By Decision No. 74993, issued today in Case No.

5432, et al., the Commission found that various minimum rate tariffs should be clarified with respect to their application to the transportation of property which is exempt from regulation of the Interstate Commerce Commission under Section 203(b)(8) of the Interstate Commerce Act. The decision also provided that Minimum Rate Tariff No. 7 should be amended by separate order to avoid duplication of tariff distribution.

IT IS ORDERED that:

1. Minimum Rate Tariff No. 7 (Appendix "A" of Decision No. 32566, as amended) is hereby further amended by incorporating therein, to become effective January 4, 1969, Eighteenth Revised Page 4 attached hereto and by this reference made a part hereof.

2. In all other respects Decision No. 32566, as amended, shall remain in full force and effect.

This order shall become effective twenty-four days after the date hereof.

Dated at San Francisco, California, this 26th day of November, 1968.

William J. ...
President
...
William ...

Commissioners

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

Item No.	SECTION NO. 1 - RULES AND REGULATIONS (Continued)
20	<p style="text-align: center;">APPLICATION OF TARIFF - CARRIERS</p> <p>Rates provided in this tariff are minimum rates, established pursuant to the Highway Carriers' Act. They apply for transportation of property by radial highway common carriers and highway contract carriers, as defined in said Highway Carriers' Act, in bulk in dump truck equipment.</p> <p>The rates and rules contained in this tariff shall apply to transportation by underlying carriers (independent-contractor subhaulers) when such transportation is performed for other carriers, as provided in Item No. 94.</p>
p25	<p style="text-align: center;">APPLICATION OF TARIFF - GENERAL</p> <p>Rates in this tariff do not apply to the transportation of:</p> <p>(a) Property of the United States or property transported under an agreement whereby the United States contracted for the carrier's services.</p> <p>(b) Disaster Supplies, i.e., those commodities which are allocated to provide relief during a state of extreme emergency or state of disaster; and those commodities which are transported for a civil defense or disaster organization established and functioning in accordance with the California Disaster Act to ultimate point of storage or use prior to or during a state of disaster or state of extreme emergency.</p> <p>(c) Property for which rates are provided in Minimum Rate Tariff 17, when said property is transported under the provisions of such tariff.</p> <p>*(d) Property which is exempt from regulation by the Interstate Commerce Commission under Section 203(b)(8) of the Interstate Commerce Act.</p> <p>For rates for the transportation of commodities in dump truck equipment, other than as provided in this tariff, see Minimum Rate Tariff No. 1-B, 2, 5, 9-B, 17 or 19, as the case may be.</p>
30	<p style="text-align: center;">APPLICATION OF TARIFF - TERRITORIAL</p> <p>Rates in this tariff apply for transportation between all points within the State of California.</p>

REFERENCES TO ITEMS AND OTHER TARIFFS

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Unless otherwise provided, references herein to item numbers in this or other tariffs include references to such numbers with letter suffix, and references to other tariffs include references to amendments and successive issues of such other tariffs.

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COMPUTATION OF DISTANCES

Distances to be used in connection with distance rates named herein shall be:

- (a) For all shipments other than those described in paragraph (b) of this item: the actual mileages traversed, including any detour to and from scales to obtain weight of shipment.
- (b) For shipments of lightweight aggregates when moving within the Northern Territory under rates named in Item No. 138: the shortest resulting mileage, computed in accordance with the method provided in the Distance Table.

∅ Change)
* Addition) Decision No. 74998

EFFECTIVE JANUARY 4, 1969

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

Correction No. 1285