

Decision No. 75005

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)	Case No. 5603
to the transportation of uncrated)	
new furniture (commodities for)	
which rates are provided in)	
Minimum Rate Tariff No. 11-A).)	

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. 11-A should be amended by separate order to avoid duplication of tariff distribution.

IT IS ORDERED that:

1. Minimum Rate Tariff No. 11-A (Appendix A of Decision No. 50114, as amended) is further amended by incorporating therein, to become effective January 4, 1969, Seventh Revised Page 5 attached hereto and by this reference made a part hereof.

2. Tariff publications authorized to be made by common carriers as a result of the order herein may be made effective not earlier than the tenth day after the effective date of this order and may be made effective on not less than ten 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 page incorporated

in this order. Tariff publications authorized herein shall be filed not earlier than the effective date of this order.

3. Common carriers, in establishing and maintaining the amendments 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 amendments 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 Decision No. 50114, 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 Sproule, Jr.
President
Richard E. Mitchell
William L. Bernard

Commissioners

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

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

SECTION NO. 1 - RULES AND REGULATIONS (Continued)	Item No.
<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 the transportation of uncrated new furniture by radial highway common carriers and highway contract carriers as defined in said act.</p> <p>Rates, rules and regulations named in this tariff shall not apply to transportation by independent-contractor subhauers when such transportation is performed for other carriers. This exception shall not be construed to exempt from the tariff provisions carriers for whom the independent contractors are performing transportation service.</p>	20
<p style="text-align: center;">APPLICATION OF TARIFF - TERRITORIAL</p> <p>Rates in this tariff apply to transportation of shipments between all points within the State of California, except transportation:</p> <ol style="list-style-type: none"> (1) Within incorporated cities; (2) Within or between zones described in the following Commission tariffs: <ol style="list-style-type: none"> (a) Minimum Rate Tariff No. 1-B. (b) Los Angeles Drayage Area as described in Minimum Rate Tariff No. 5. (c) Minimum Rate Tariff No. 9-B. 	30
<p style="text-align: center;">REFERENCES TO ITEMS AND OTHER TARIFFS</p> <p>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 or classification include references to amendments and successive issues of such publications.</p>	40
<p style="text-align: center;">APPLICATION OF TARIFF - COMMODITIES</p> <p>Rates in this tariff apply to the transportation of uncrated new furniture except:</p> <ol style="list-style-type: none"> (1) When transported from retail stores or retail store warehouses where the property has been sold at retail by a retail merchant, or transported from retail customers to retail stores or retail store warehouses. (2) Property of the United States, state, county or municipal governments or property transported under an agreement whereby the governments contracted for the carrier's services. (3) When transported under the vehicle unit rates, rules and regulations of Minimum Rate Tariff No. 15. 	50

- (4) 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.
- (5) Contents of trailer coaches and campers; furniture and other personal effects for use outside of trailer coaches when transported in conjunction with such vehicles at rates in Minimum Rate Tariff 18.
- *(6) Property which is exempt from regulation by the Interstate Commerce Commission under Section 203 (b) (8) of the Interstate Commerce Act.

∅ Change)
 * Addition) Decision No. **75005**

EFFECTIVE JANUARY 4, 1969

Issued by the Public Utilities Commission of the State of California,
 San Francisco, California.
 Correction No. 95