

Decision No. 75229

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
DICK BELL TRUCKING, INC., a Cali-)
fornia corporation, for authority)
to deviate from minimum rates) Application No. 50669
pursuant to provisions of Sections) (Filed November 7, 1968)
3666 of the Public Utilities Code,)
for specified shippers.)

INTERIM OPINION AND ORDER

Dick Bell Trucking, Inc., a corporation, operates as a radial highway common carrier. By this application, it seeks authority to transport mineral wool insulation batts, batting and blankets, when manufactured from clay, rock or slag, between points in California for U. S. Gypsum Company and Mineral Wool Insulations, Division of the Susquehanna Corporation, at rates less than those prescribed as minimum by the Commission. Applicant requests ex parte action in this matter and, in the event that a hearing is necessary, asks that interim relief be granted in order that the desired service may continue to be made available without undue hardship to the shippers involved.

Applicant states that it has purchased specialized trailers of extra large capacity to accommodate these low-density mineral wool insulation shipments and that the commodities involved normally load from 16,000 to 20,000 pounds per unit of such specialized equipment.¹ Applicant believes that it is the only carrier able to perform the transportation service carrying minimum truckloads in the quantities proposed.

¹ The trailers are 27-foot doubles with a capacity of 3,780 cubic feet per set compared to 3,420 cubic feet for a standard set of highway double trailers.

Applicant avers that the aforementioned insulation forms have twice the density as the glass wool insulation forms and are entitled to lower rates commensurate with their heavier loading characteristics.² Applicant alleges that the proposed rates are based on a minimum weight of 20,000 pounds and would yield revenue in excess of that, which would result from the application of the minimum rates at the governing minimum weight of 10,000 pounds.

Applicant declares that the shippers perform proprietary operations in other states and have informed it that they propose to use their own highway equipment for transportation within California. Applicant asserts that full use of its specially manufactured high cubical capacity trailers would be realized under the proposed rates and that such rates would forestall the possibility of proprietary operations with respect to the transportation in question.

Copies of the application were mailed to California Trucking Association on or about November 6, 1968. The application was listed on the Commission's Daily Calendar of November 12, 1968. No objection to the granting of the application has been received.

Subject to further review upon consideration of evidence which may be adduced at a public hearing, it appears, and the Commission finds, that the rates proposed herein are reasonable. In view of the existing conditions, the Commission concludes that applicant should be granted interim authority for a period of six months. A future hearing will be scheduled in this proceeding.

2

Item 103403-B of Supplement 7 of National Motor Freight Classification A-10 sets forth a truckload rating of Class 100, minimum weight 10,000 pounds, for "mineral wool (clay, rock, slag or glass wool) batts, batting, blankets, blocks, sheets or other forms or shapes ...". The proposed rates for the insulation forms manufactured from clay, rock or slag approximate the Class 70 rates in Minimum Rate Tariff No. 2.

IT IS ORDERED that:

1. Dick Bell Trucking, Inc., a corporation, is authorized to transport mineral wool insulation batts, batting and blankets when manufactured from clay, rock or slag for U.S. Gypsum Company and Mineral Wool Insulations, Division of the Susquehanna Corporation, at rates less than the established minimum rates but not less than those set forth, and subject to the conditions specified, in Appendix A attached hereto.

2. The interim authority granted herein shall expire six months after the effective date of this order unless sooner canceled, modified or extended by order of the Commission.

3. A public hearing shall be scheduled in this proceeding for the receipt of evidence on this application and final disposition thereof.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 21st day of January, 1969.

William Symons, Jr.
President
August
David P. Morrissey
Thomas P. Moran
Commissioners

APPENDIX A TO DECISION NO. ~~75229~~

DICK BELL TRUCKING, INC.
(a corporation)

Shippers: U.S. Gypsum Company and Mineral Wool Insulations, Division of the
Susquehanna Corporation.

Commodities: Mineral wool (clay, rock or slag) batts, batting and blankets.

Application
of Rates: Distance rates subject to a minimum weight of 20,000 pounds per
shipment apply to the transportation of the commodities described
herein. The distances governing such rates shall be computed in
accordance with the method provided in Distance Table 7.

Rates: The following rates apply for the distances indicated:

Miles		Rates in Cents per 100 Pounds	Miles		Rates in Cents per 100 Pounds
Over	But not over		Over	But not over	
30	50	41	240	260	81
50	60	43	260	280	84
60	70	45	280	300	87
70	80	47	300	325	91
80	90	49	325	350	96
90	100	51	350	375	100
100	110	53	375	400	105
110	120	56	400	425	109
120	130	58	425	450	112
130	140	61	450	475	115
140	150	63	475	500	118
150	160	65	500	525	121
160	170	67	525	550	124
170	180	69	550	575	127
180	190	71	575	600	131
190	200	73	600	625	135
200	220	75	625	650	138
220	240	78			

(End of Appendix A)