

ORIGINAL

Decision No. 75454

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)
for and on behalf of J. J. Peirano,)
C. S. Wilcox and John Wilcox, dba)
P & W Service, tariff provisions)
resulting in increases because of)
proposed transfer of J. J. Peirano,)
C. S. Wilcox and John Wilcox, dba)
P & W Service rates to Western)
Motor Tariff Bureau, Inc., from)
another tariff bureau. }

Shortened Procedure
Tariff Docket
Application No. 50835
(Filed January 23, 1969)

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., for and on behalf of J. J. Peirano, C. S. Wilcox and John Wilcox, doing business as P & W Service (P & W), seeks authority to transfer P & W's cement rates from Allied Freight Tariff Bureau's Local Freight Tariff No. 1 to Western Motor Tariff Bureau, Inc. Local Freight Tariff No. 17.

Applicant avers that the carrier has determined that the proposed transfer of its cement rates would enable it to be in a competitive position with a substantial number of carriers, which operate under the rates named in Tariff No. 17. Applicant states that, due to inherent differences in the two tariffs, the proposed participation by P & W in the following provisions of Tariff No. 17 would result in increases: (1) charges for accessorial services; (2) the application of an arbitrary rate of 3 cents per 100 pounds on shipments from certain points of origin; (3) certain combination rates applying to or from points within defined northern mountain

territory and southern mountain territory; (4) the application of combination rates on shipments destined to Bullards Bar Construction Project; and (5) the computation of demurrage charges.

Applicant asserts that increases resulting from the proposal herein would not increase the California intrastate gross revenue of P & W by as much as one percent.

The application was listed on the Commission's Daily Calendar of January 24, 1969. No objection to the granting of the application has been received.

In the circumstances, it appears, and the Commission finds, that increases resulting from the publication of rates and rules 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., Agent, is hereby authorized to publish, on behalf of J. J. Peirano, C. S. Wilcox and John Wilcox rates and rules in its Local Freight Tariff No. 17, Cal.P.U.C. No. 21, as proposed in the application.

2. J. J. Peirano, C. S. Wilcox and John Wilcox are hereby authorized to have their participation in the rates named in Allied Freight Tariff Bureau Local Freight Tariff No. 1, Cal.P.U.C. No. 1, of William H. Hitchcock, Agent, canceled as proposed in the application.

3. 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.

4. The effective date of tariff publications authorized by Ordering Paragraph 1 hereof shall be made concurrent with the effective date of tariff publications canceling the participation of J. J. Peirano, C. S. Wilcox and John Wilcox from Allied Freight Tariff Bureau Local Freight Tariff No. 1, Cal.P.U.C. No. 1, of William H. Hitchcock, Agent.

5. The authority granted herein 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 18th day of March, 1969.

William J. Jensen
President
Augusta
David P. Morrison
Thomas Moran
Commissioners

Commissioner Thomas Moran, being necessarily absent, did not participate in the disposition of this proceeding.