

Decision No. 75459**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
 GIACOMAZZI BROS. TRANSPORTATION CO.,  
 for authority to deviate from the  
 provisions of MRT No. 2 on certain  
 transportation of waste lime.

Application No. 50915  
 (Filed February 27, 1968)

OPINION AND ORDER

Giacomazzi Bros. Transportation Co., a corporation, operates as a highway contract carrier. Applicant has previously been authorized to charge a rate less than the established minimum rate for the transportation of waste lime for Spreckels Sugar Company from Spreckels to a point near Mendota. By Decision No. 73675, dated January 30, 1968, in Application No. 49335, the authority was extended to March 31, 1969 with an increase in rates to 25 1/4 cents per hundred pounds.

By this application, Giacomazzi seeks extension of the authority for a period ending March 31, 1970. Applicant also seeks an increase in rates from 25 1/4 to 26 1/4 cents per 100 pounds.

The application alleges that all of the conditions which justified the original establishment of the less-than-minimum rate authority, including subsequent modifications thereof, still continue to exist, except for increased driver labor and related costs. Attached to the application is a calculation of anticipated costs and revenues of providing service. The cost calculations indicate that transportation under the proposed rate of 26 1/4 cents will be profitable.

Applicant requests that the authority be granted without hearing. The application was served upon California Trucking Association. The application was listed on the Commission's daily calendar of February 28, 1969. There are no protests.

In the circumstances it appears, and the Commission finds, that the proposed rate is reasonable. A public hearing is not necessary. The Commission concludes that the application should be granted.

IT IS ORDERED that:

1. Giacomazzi Bros. Transportation Co., a corporation, is authorized to transport waste lime for Spreckels Sugar Company, from that company's plant at Spreckels to its plant near Mendota at a rate less than the established minimum rate but not less than the rate set forth below, subject to the conditions hereinafter indicated:

- a. The applicable rate shall be 26 1/4 cents per 100 pounds, minimum weight 45,000 pounds per unit of equipment consisting of a tractor and two flat-rack trailers equipped with specially constructed boxes.
- b. When the total time involved in loading and unloading on any single trip exceeds two hours, the accessorial charge set forth in Item No. 145 of Minimum Rate Tariff No. 2 shall be assessed for the total time in excess of two hours.
- c. The surcharges applicable to transportation in Central Coastal Territory (Supplement No. 74 to Minimum Rate Tariff No. 2 and revisions thereof) shall not be applicable.
- d. In all other respects, the provisions of Minimum Rate Tariff No. 2 shall be applicable.

2. The authority herein granted shall after March 31, 1969 supersede the authority granted by Decision No. 73675 and shall expire on March 31, 1970, unless sooner canceled or extended.

The effective date shall be March 31, 1969.

Dated at San Francisco, California, this 18<sup>th</sup> day of MARCH, 1969.

William J. Quinn  
President

Augusta

Robert Morrison

Thomas Moran

Commissioners

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