

**ORIGINAL**

Decision No. 75614

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 Al Scannavino doing business as Al Scannavino Trucking Co. increases in rates for the transportation of specific commodities, in bulk in tank truck vehicles.	)	Shortened Procedure Tariff Docket Application No. 50934 (Filed March 6, 1969)
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OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., seeks authority, for and on behalf of Al Scannavino, doing business as Al Scannavino Trucking Co., to publish increases in the carrier's tariff rates for the transportation of crushed grapes, grape concentrate, grape juice, grape lees, vinous liquors and wine, in bulk in tank truck vehicles between various points in California.<sup>1</sup>

Applicant proposes to increase the carrier's current rates for tank vehicles of 6,500- and 6,700-gallon capacities from 36½ and 37½ cents to 37½ and 38½ cents per constructive mile, respectively, for each unit of equipment furnished.

Applicant states that the rates for such transportation were last increased effective May 24, 1968.<sup>2</sup> Applicant asserts that since that date the carrier's operating costs have been increased substantially and more recently increased on April 1, 1969, in accordance with the carrier's applicable contracts with the Teamsters Union.

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<sup>1</sup> The rates involved are published in Item No. 980 of Al Scannavino, doing business as Al Scannavino Trucking, Local Freight Tariff No. 5, Cal.P.U.C. No. 2.

<sup>2</sup> Pursuant to Commission authority in Decision No. 73933 dated April 2, 1968, in Application No. 50023.

Applicant avers that the transportation in question is exempt from rate regulation by the Commission due to the type of equipment utilized. As a result of this exemption, such transportation is excluded from rate increases that are authorized by the Commission for the transportation of the same commodities when transported in other types of equipment. Applicant alleges that the proposed rates are just and reasonable and are necessary to insure that the operations involved may be compensatory.

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

The application was listed on the Commission's Daily Calendar of March 7, 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 publication of the rates as specifically 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., is hereby authorized, on behalf of Al Scannavino, to publish increased rates in Item No. 980 of the carrier's Local Freight Tariff No. 5, Cal.P.U.C. No. 2, as specifically proposed in the application.

2. 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.

3. The authority herein granted 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 29th day of April, 1969.

William J. ...  
President

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Commissioners