

ORIGINALDecision No. 75796

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application
of DICK BELL TRUCKING, INC., a
California corporation, for
authority to deviate from minimum
rates pursuant to provisions of
Sections 3666 of the Public
Utilities Code, for specified
shippers.

Application No. 50669
(Filed November 7, 1968)

Calhoun E. Jacobson, for Dick Bell Trucking, Inc.,
applicant.

Del Stacy, for Mineral Wool Insulations,
interested party.

C. R. L'Ecluse and John W. Henderson, for the
Commission staff.

O P I N I O N

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. By Decision No. 75229, dated January 21, 1969, applicant was granted interim authority pending a hearing. The interim authority expires July 21, 1969.

Public hearing on the application was held April 29, 1969, at Los Angeles, before Examiner Turpen. Applicant's general manager and its rating clerk, as well as a representative of one of the shippers testified in support of the application.

Members of the Commission staff assisted in developing the record by cross-examination of the witnesses. No one appeared in opposition to the granting of the application.

Details of the transportation involved are set forth in Decision No. 75229. There is no need to repeat them herein. The evidence adduced at the hearing supports the facts set forth therein, and shows that the transportation can be performed at a profit.

As mentioned in Decision No. 75229, applicant's proposed rates are generally the same as the Class 70 rates in Minimum Rate Tariff No. 2. Upon questioning by the staff representative, applicant stated that it had no objection to being authorized to assess the Class 70 rates instead of the specific proposed scale. Such modification in the proposal will be made.

It appears, and the Commission finds that the rate deviation proposed herein is reasonable. We conclude that the application, modified as set forth above, should be granted.

O R D E R

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 authority herein granted shall, on and after July 21, 1969, supersede the authority granted by Decision No. 75229 and shall expire with July 21, 1970.

This order shall become effective twenty days after the date hereof.

Dated at San Francisco, California, this 17th day of JUNE, 1969.

William Aguirre Jr.
President

Augusta

John P. Monahan

William

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Commissioners

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APPENDIX A

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 transporta-
tion of the commodities described herein. The
distances governing such rates shall be computed
in accordance with the method provided in Distance
Table 7.

Rates: Class 70 rates named in Minimum Rate Tariff No. 2.

(End of Appendix A)