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Decision No. _____

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)	Shortened Procedure
Padre Freight Lines tariff pro-)	Tariff Docket
visions resulting in increases)	Application No. 51158
because of the proposed amendment)	(Filed June 11, 1969)
of a certain specific rail com-)	
modity rate item.)	

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., seeks authority, on behalf of Padre Freight Lines (Padre), to cancel from one of its tariffs the carrier's participation in certain 80,000, 100,000 and 115,000-pound commodity rates for the transportation of iron or steel articles from Los Angeles Harbor and Long Beach to Los Angeles.¹ Under this proposal, the higher rail-competitive 60,000-pound commodity rate for this transportation would apply upon cancellation of the above rates.

Applicant states that the rates in question are rail competitive rates, which were considered necessary at the time that they were established in order that Padre could compete with the railroads and other highway carriers. Applicant alleges that these rates are no longer compensatory in the light of present day costs and that Padre has never transported shipments under rates based on minimum weights of 100,000 and 115,000 pounds. According to applicant, only one shipment has moved under the aforementioned 80,000-pound rate during the first five months of this year. Applicant

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The rates are set forth in Item No. 1216 of Western Motor Tariff Bureau, Inc., Agent, Local and Proportional Freight Tariff No. 101, Cal.P.U.C. No. 4.

declares that Padre has contacted the shipper involved and that such shipper is not in opposition to the proposal herein.

Applicant contends that rail rates tend to remain on a stationary basis and cites the fact that there has been only one general rate increase in the last several years.² Applicant avers that Padre's costs are constantly increasing and that the carrier must safeguard itself against rates such as those herein proposed to be canceled. Applicant states that these rates constitute a latent threat to the carrier's rate structure.

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

The application was listed on the Commission's Daily Calendar of June 12, 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 cancellation 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., Agent, is hereby authorized, on behalf of Padre Freight Lines, to cancel rates from its Local and Proportional Freight Tariff No. 101, Cal.P.U.C. No. 4, as specifically proposed in the application.

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Decision No. 75135 dated December 20, 1968, in Application No. 50445.

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 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 12th day of August, 1969.

William J. Brown, Jr.
President

August
Jack P. Mansfield

J. P. Vukasin, Jr.
Commissioners

Commissioner J. P. Vukasin, Jr., being necessarily absent, did not participate in the disposition of this proceeding.