

Decision No. 76081**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of: }  
 FLOUR TRANSPORT, INC., a California }  
 corporation, for authority to devi- }  
 ate from minimum rates pursuant to }  
 Section 3666 of the Public Utilities }  
 Code for the transportation of flour, }  
 in bulk, for specified shippers. }

Application No. 51274  
 (Filed July 25, 1969)

O P I N I O N

Flour Transport, Inc., (Flour) is a California corporation operating as a highway contract carrier. By Decision No. 74657, dated September 11, 1968, in Application No. 49976, Flour was authorized to depart from the minimum rates in Minimum Rate Tariffs Nos. 2, 5 and 15 for the transportation of flour and sugar, in bulk, for the Pillsbury Company, at monthly vehicle unit rates applicable on a calendar month basis. Said rate relief is limited to a radius of 250 air miles from the base of operations designated in the written agreement, using a three-axle gas tractor and a pneumatic trailer, over 28 feet lineal loading space. The monthly vehicle unit rates in Minimum Rate Tariff No. 15 do not apply to transportation performed in pneumatic hopper equipment. The relief granted in Decision No. 74657 is scheduled to expire October 1, 1969.

By this application, Flour requests authority to continue for an additional year the relief authorized in Decision No. 74657, subject to certain minor revisions in the manner in which the rates are stated. The application states that the granting thereof will not adversely affect any other carrier, and ex parte consideration is requested.

The application contains profit and loss statements covering applicant's operations for the year 1968 and for the first six months of 1969. Said statements indicate that applicant's overall operations have been profitable. The application also contains a statement comparing the revenues and estimated expenses for the six-month period, January through June, 1969, for operation under the less-than-minimum rate authority granted by Decision No. 74657. Said statement shows an operating ratio of 93.83 percent resulted under the rate deviation.

Applicant asserts that the proposed relief is necessary to prevent diversion to proprietary carriage. It also alleges that the future operations will be compensatory under rates proposed in the application.

The application was served in accordance with the Commission's procedural rules. In addition, notice of the filing of the application appeared on the Commission's Daily Calendar of July 29, 1969. There are no protests.

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

O R D E R

IT IS ORDERED that:

1. Flour Transport, Inc. is authorized to transport:

Grain or Rice Flour, in bulk;  
Grain or Rice Flour, in bulk, chemical or  
other ingredients not to exceed four percent;  
Semolina or Semolina and Grain Flour, in  
bulk; and  
Sugar, in bulk;

for the Pillsbury Company between points specified in Appendix A, attached hereto and by this reference made a part hereof, at rates different than the established minimum rates, but not less than those set forth in, and subject to the conditions prescribed in, said Appendix A.

2. The authority granted herein will expire with October 1, 1970.

The effective date of this order shall be October 1, 1969.

Dated at San Francisco, California, this 26th day of AUGUST, 1969.

William J. Lyons, Jr.  
President

John A. McQuinn  
Commissioner

John A. McQuinn  
Commissioners

APPENDIX A

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FLOUR TRANSPORT, INC.

Schedule of Minimum Monthly Vehicle  
Unit Rates for Transportation of  
Flour and Sugar for The Pillsbury  
Company.

Territory:

Radius of 250 air miles from the base of operations designated  
in the written agreement.

Commodity:

Grain or Rice Flour, in bulk. Grain or Rice Flour, in bulk,  
chemical or other ingredients not to exceed four percent.  
Semolina or Semolina and Grain Flour, in bulk. Sugar in bulk.

Authorized Rates: (subject to Notes 1-6)

Monthly vehicle unit rates lower than minimum rates otherwise  
prescribed in Minimum Rate Tariffs Nos. 2, 5 and 15.

Equipment:

Type of Carrier's Motor Power Equipment:

Three-axle Gas Tractor

Type of Trailer or Semi-Trailer Equipment:

Pneumatic trailer, over 28 feet lineal loading space

Base Monthly Vehicle Unit Rates:

Base rates in dollars per unit of carrier's equipment per  
calendar month.

Base monthly vehicle unit rate, \$1841.

Mileage rate, 20 cents (in cents per mile).

Note 1 - Maintenance: Flour Transport, Inc. shall maintain trailers  
in clean and sanitary condition suitable for the hauling  
of bulk edible flour.

APPENDIX A

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FLOUR TRANSPORT, INC.

- Note 2 - Rail Car Service: When Flour Transport, Inc. furnishes power to unload rail cars at rail team tracks an additional charge of 1/2 cent per 100 pounds will be assessed. When Flour Transport, Inc.'s portable unloading equipment is utilized for unloading rail cars an additional charge of 1/2 cent per 100 pounds will be assessed.
- Note 3 - Base monthly vehicle unit rates authorized by this order shall be applicable on a calendar month basis.
- Note 4 - Said charges authorized by this order for the base monthly vehicle unit rates, or the per mile rate, shall be increased effective concurrently with increases authorized in Minimum Rate Tariff No. 15 as follows: The mileage rate shall be increased to the same rate applicable to a three-axle gas tractor pulling a carrier-owned van trailer or semi-trailer, over 28 feet in length. The base monthly vehicle unit rate shall increase by the same percentage as that applicable to a three-axle gas tractor pulling a shipper-owned trailer, 28 feet and over.
- Note 5 - In all other respects the provisions of rates and charges of Minimum Rate Tariff No. 15 shall apply.
- Note 6 - In the event service pursuant to this order is not commenced at the beginning of any calendar month, carrier is authorized to pro-rate charges on a calendar month basis for the portion of the first month and enter into an agreement accordingly.