

ORIGINAL

Decision No. 76099

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)	Shortened Procedure
behalf of Applegate Drayage)	Tariff Docket
Company tariff provisions result-)	Application No. 51214
ing in increases because of the)	(Filed July 2, 1969)
proposed cancellation of specific)	
rate application.)	

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., seeks authority, on behalf of Applegate Drayage Company (Applegate), to cancel a rate arbitrary, which is used in constructing rates for the transportation of cement to Brush Creek Dam.¹ Upon cancellation of the rate arbitrary as proposed, higher combination rates would apply.

Applicant states that Applegate was authorized to publish the aforementioned rate arbitrary to meet the specific needs of the Nevada Cement Co., a shipper involved in supplying cement to contractors at the Brush Creek Dam site.² Applicant avers that Nevada Cement Co. has since informed Applegate that it intends to transport the cement in its own trucks to the job site in question and that no shipments of cement will be offered to the carrier for transportation to the job site.

¹ The rate arbitrary is 6½ cents per 100 pounds as set forth in Item No. 2040 of Western Motor Tariff Bureau, Inc., Agent, Local Freight Tariff No. 17, Cal.P.U.C. No. 21. Brush Creek Dam is 14 miles north of Pollock Pines.

² Authority granted by Cal.P.U.C. Order No. STD-5970 dated February 18, 1969.

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

Copy of the application was furnished to Nevada Cement Co. on or about June 30, 1969. The application was listed on the Commission's Daily Calendar of July 3, 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 rate arbitrary 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 Applegate Drayage Company, to cancel the rate arbitrary used in constructing rates to Brush Creek Dam and published in its Local Freight Tariff No. 17, Cal.P.U.C. No. 21, 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.

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

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

William Amos, Jr.
President

August

Robert B. Monroey

William

James
Commissioners