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ORIGINAL

Decision No. 76354

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation )  
into the rates, rules, regulations, )  
charges, allowances, and practices )  
of all common carriers and highway )  
carriers relating to the transpor- )  
tation of property in San Diego )  
County (transportation for which )  
rates are provided in Minimum Rate )  
Tariff No. 9-B). )

Case No. 5439  
Petition for Modification No. 83  
(Filed December 10, 1968;  
Amended April 4, 1969)

OPINION AND ORDER

By Decision No. 76353, entered today in Case No. 5439 (Petition for Modification No. 83, as amended), et al., the increase in the San Diego Drayage rates named in Minimum Rate Tariff No. 9-B, previously authorized by Decision No. 75511 of April 1, 1969, in this proceeding, was further revised. The decision also provided that Minimum Rate Tariff No. 9-B should be amended by separate order to avoid duplication of tariff distribution.

IT IS ORDERED that:

1. Minimum Rate Tariff No. 9-B (Appendix A of Decision No. 67766, as amended) is further amended by incorporating therein, to become effective December 1, 1969, the revised pages attached hereto and listed in Appendix A also attached hereto, which appendix and pages by this reference are made a part hereof.
2. Common carriers subject to the Public Utilities Act, to the extent that they are subject also to Decision No. 67766, as amended, are hereby directed to establish in their tariffs the increases necessary to conform with the further adjustments ordered herein.

3. Except as is otherwise stated hereinbelow, the increased class rates, minimum charges and accessorial charges which are established by ordering paragraph 1 hereof, be, and they hereby are authorized to be made applicable to the transportation of the commodities listed in Items Nos. 50 and 51 of Minimum Rate Tariff No. 9-B, by common carriers (as defined in Section 211 of the Public Utilities Act), except common carriers by railroad with respect to their carload rates and charges and common carriers by vessels, provided (a) that said transportation is performed between origins and destinations which are both located within the San Diego Drayage Area (as described in Minimum Rate Tariff No. 9-B); and (b) that said transportation is now subject to class rates in the tariffs of said common carriers.

EXCEPTIONS: The rate increase authority which is granted by this paragraph does not apply:

- (1) To transportation for which minimum rates apply in accordance with the provisions of other minimum rate tariffs of the Commission; and
- (2) To transportation which is being performed by dump or tank vehicles.

4. Tariff publications required or authorized to be made by common carriers 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 the tenth day after the effective date of this order, on not less than ten days' notice to the Commission and to the public; such tariff publications as are required shall be made effective not later than December 1, 1969; and as to tariff publications which are authorized but not required, the authority herein granted shall expire unless exercised within sixty days after the effective date hereof.

5. Common carriers, in establishing and maintaining the rates authorized hereinabove, are hereby authorized to depart from the provisions of Section 460 of the Public Utilities Code to the extent

necessary to adjust long- and short-haul departures now maintained under outstanding authorizations; such outstanding authorizations are hereby modified only to the extent necessary to comply with this order; and schedules containing the rates published under this authority shall make reference to the prior orders authorizing long- and short-haul departures and to this order.

6. Except to the extent granted herein, Petition for Modification No. 83, as amended, is hereby denied.

7. In all other respects Decision No. 67766, as amended, shall remain in full force and effect.

The effective date of this order shall be twenty-four days after the date hereof.

Dated at San Francisco, California, this 28<sup>th</sup> day of OCTOBER, 1969.

William J. Quinn Jr.  
President

J. M. Wilson Jr.

H. J. ...

Yuan L. Stevens  
Commissioners

This case should have been processed through an Examiner's Proposed Report.

Commissioner

Appendix A to Decision No. 76354

List of Revised Pages to Minimum Rate Tariff 9-8

Authorized by said Decision

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Third Revised Page 3

Second Revised Page 4

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Eighth Revised Page 47

Seventh Revised Page 49

(END OF APPENDIX A LIST)

MINIMUM RATE TARIFF 9-B

NAMING  
MINIMUM RATES AND RULES  
FOR THE  
TRANSPORTATION OF PROPERTY  
OVER THE PUBLIC HIGHWAYS  
WITHIN A  
DEFINED SAN DIEGO DRAYAGE AREA  
BY  
HIGHWAY CONTRACT CARRIERS  
CEMENT CONTRACT CARRIERS  
AND  
RADIAL HIGHWAY COMMON CARRIERS

The original tariff contains rates and rules established in Decision No. 67766 in Case No. 5439. Changes will be made by issuing revised or added pages or by issuing supplements.

Governed, except as otherwise provided herein, by the Governing Classification referred to in Item 10 to the extent shown in Item 60.

Change in format only, Decision No. **76354**

Correction 107

EFFECTIVE  
(Original Tariff Effective October 3, 1964)

Issued by the  
PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA  
State Building, Civic Center  
San Francisco, California 94102

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Change in format only, Decision No. **76354**

EFFECTIVE

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ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA,  
 SAN FRANCISCO, CALIFORNIA.

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∅ Change in format only, Decision No. **76354**

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SAN FRANCISCO, CALIFORNIA

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ARTICLE	Item Number
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Grain -----	320,370
Grain Products -----	320,370-372
Liquefied Petroleum Gas -----	340,390
Lubricant, Grease Binder -----	340,390
Lumber and Forest Products -----	330,380-382
Petroleum and Petroleum Products -----	340,390
Poultry and Poultry Parts -----	345
Salt, Common -----	350
Seed -----	320,371
Sugar -----	360

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 SAN FRANCISCO, CALIFORNIA.



EXPLANATION OF ABBREVIATIONS, CHARACTERS AND SYMBOLS

ABBREVIATIONS APPEARING IN THIS TARIFF

C.O.D.-----Collect on Delivery  
 Col. -----Column  
 Cal.P.U.C.-----Public Utilities Commission of the State of California  
 KD-----Knocked Down  
 LTL-----Less Than Truckload  
 MZ-----Metropolitan Zone  
 No.-----Number  
 NOI-----Not more specifically described in the Governing  
           Classification  
 SU-----Set Up  
 TL-----Truckload  
 Viz.-----Namely

CHARACTERS APPEARING IN RATING COLUMNS  
 IN THIS TARIFF

"-----Ditto (same)  
 %-----Percent or per centum  
 \$-----Dollars  
 500-----Means Five Times Class 100  
 400-----Means Four Times Class 100  
 350-----Means Three and One-Half Times Class 100  
 300-----Means Three Times Class 100  
 250-----Means Two and One-Half Times Class 100  
 200-----Means Two Times Class 100  
 175-----Means One and Three-Fourths Times Class 100  
 150-----Means One and One-Half Times Class 100  
 125-----Means One and One-Fourth Times Class 100  
 110-----Means One and One-Tenth Times Class 100  
 100-----Means Class 100  
 92½-----Means Class 92½  
 85-----Means Class 85  
 77½-----Means Class 77½  
 70-----Means Class 70  
 65-----Means Class 65  
 60-----Means Class 60  
 55-----Means Class 55  
 50-----Means Class 50  
 \*\*  
 45-----Means Class 45  
 40-----Means Class 40  
 37½-----Means Class 37½  
 35-----Means Class 35  
 35.1-----Means Class 35.1  
 35.2-----Means Class 35.2  
 35.3-----Means Class 35.3  
 35.4-----Means Class 35.4

\*\* Explanation of 50.1 eliminated, Decision No. 76354

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 SAN FRANCISCO, CALIFORNIA.

Correction 111

SECTION 1--RULES (Continued)

ITEM

CHARGES FOR ESCORT SERVICE

In addition to all other applicable rates and charges named in this tariff, the following charges shall be assessed on shipments requiring escort service:

- (a) A charge of \$8.40 per hour, plus 9 cents per actual mile, shall be made for each escort vehicle and driver furnished, for the time and distance said vehicle and driver are engaged in such service. (See Notes 1 and 2.)
- (b) A charge shall be made equal to the actual cost of any bridge or ferry tolls incurred for each escort car.

6150

NOTE 1.--Service shall commence with departure of each escort vehicle from its point of dispatch and terminate with the return of each escort car to its point of dispatch, excluding off-duty hours.

NOTE 2.--Charges for fractions of an hour shall be determined in accordance with the following table:

MINUTES		
Over	But Not Over	
0	8	-----omit
8	23	-----shall be 1/4 hour
23	38	-----shall be 1/2 hour
38	53	-----shall be 3/4 hour
53	60	-----shall be 1 hour

CHARGES FOR PERMIT SHIPMENTS

In addition to all other applicable rates and charges named in this tariff, the following charges shall be assessed on shipments requiring transportation permits:

- (a) A charge of \$10.05 shall be made for the service of securing each permit, and
- (b) A charge shall be made equal to the fee, if any, assessed by the governmental agency for issuing each permit.

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o Change )  
 o Increase ) Decision No. 76354

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SECTION 1--RULES (Continued)

ITEM

MINIMUM CHARGE

Except as otherwise provided, the minimum charge per shipment shall be as follows: (See Note)

Weight of Shipment (In Pounds)

<u>Over</u>	<u>But Not Over</u>	<u>Charge (In Cents)</u>
0	25	240
25	50	280
50	75	320
75	100	340
100	150	365
150	200	395
200	250	420
250	300	445
300	400	480
400	500	520
500	600	575
600	700	635
700	800	670
800	900	735
900	---	805

6210

NOTE.--Will not apply on shipments made under the provisions of Item 420.

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 ◊ Increase ) Decision No. 76354

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SECTION 2--RATE BASES AND RATES (Continued)										ITEM
CLASS RATES (In Cents per 100 Pounds)										
Rate Basis	Any Quantity									
	100	92½	85	77½	70	65	60	55	50	
A	83	79	75	71	67	64	61	58	56	6410
B	100	95	89	85	80	77	74	70	68	
C	112	107	101	96	89	86	83	78	76	
D	◇127	120	112	107	100	97	94	87	85	
E	◇135	◇129	121	114	107	103	99	94	92	
F	◇147	◇139	◇132	124	116	112	108	102	99	
Rate Basis	Minimum Weight 2,000 Pounds									
	100	92½	85	77½	70	65	60	55	50	
A	69	66	62	58	55	53	51	48	47	
B	80	76	72	68	63	61	59	56	54	
C	88	84	79	75	70	68	66	61	60	
D	99	94	88	84	79	76	73	69	68	
E	110	105	98	94	87	85	81	77	75	
F	122	115	109	103	97	94	90	85	83	
Rate Basis	Minimum Weight 4,000 Pounds									
	100	92½	85	77½	70	65	60	55	50	
A	51	49	46	44	41	40	37	35	34	
B	59	56	54	50	48	46	44	42	41	
C	71	68	63	60	56	54	52	49	48	
D	79	75	71	68	62	61	58	55	54	
E	85	81	77	73	68	66	63	59	58	
F	95	89	85	80	76	73	70	67	64	

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SECTION 3--EQUIPMENT RATES AND RULES	ITEM
<p style="text-align: center;">RULES</p> <p>(a) Rates named in this section are subject to Items 10 and 11, Definitions of Technical Terms; Item 20, Application of Tariff; Item 30, Application of Tariff--Territorial; Items 50 and 51, Application of Tariff--Commodities; Item 150, Charges for Escort Service; Item 160, Charges for Permit Shipments; Item 170, Collection of Charges; Items 180, 181 and 182, Collect on Delivery (C.O.D.) Shipments; Items 200 and 201, Issuance of Shipping Documents; Item 250, References to Items and Other Tariffs; and Item 260, Units of Measurement to Be Observed. They are not subject to the other rules and regulations provided in Section 1.</p> <p>(b) Rates named in this section are subject to Items 110 and 565 of the Governing Classification. They are not subject to the other rules of the Governing Classification.</p> <p>(c) Rates named in this section apply only when the property is transported by one carrier for one shipper.</p> <p>(d) Prior to the transportation of the property, the shipper must enter into written agreement with the carrier to ship at rates no lower than those provided in this section, stating specifically the class of service desired. (See Item 510.) Except as herein provided, no single agreement shall cover shipments transported over a period in excess of 31 days. EXCEPTION: The agreement will not be necessary for transportation of overweight and/or oversize shipments for which a special permit has been issued pursuant to the provisions of Sections 35780 to 35784, inclusive, of the Vehicle Code, State of California, and attached to or identified on the shipping document.</p> <p>(e) Rates named in Item 520 are subject to an additional charge at the rate of \$7.00 per man, per hour, minimum charge one-half hour, when carrier furnishes help in addition to the driver. The time for computing the additional charge shall be not less than the actual time in minutes the helper or helpers are engaged in performing the services. The total time so computed shall be converted into hours and fractions thereof. Fractions of an hour shall be determined in accordance with the table provided in Note 1(c), Item 520.</p> <p>(f) When carrier's equipment is painted, lettered or marked, or when special equipment or accessories are furnished by the carrier, in connection with transportation which is performed subject to the rates named in Item 520, a charge not less than the cost of painting, lettering or marking or the costs applicable to the use of the special equipment or accessories shall be made.</p>	<p>6500</p>
<p> <input type="checkbox"/> Change     )  <input type="checkbox"/> Increase    )     Decision No.   <b>76354</b> </p>	
<p>EFFECTIVE</p>	
<p>Correction 115</p>	<p>ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA,        SAN FRANCISCO, CALIFORNIA</p>

SECTION 3--EQUIPMENT RATES AND RULES (Concluded)

ITEM

FREIGHT, regardless of classification, subject to Note 1:

Weight in Pounds (See Note 2)	X(1)(2) Rates in Cents Per Hour		
	Column 1	Column 2	Column 3
Less than 12,000 -----	855	1210	1565
12,000 but not over 20,000 -----	910	1240	1575
Over 20,000 -----	1010	1315	1620

- (1) Minimum Charge--The charge for one hour.
- (2) Rates do not include bridge or ferry tolls. Such tolls, when incurred by the carrier, shall be added to the transportation charges.

Column 1--Rates per unit of equipment with driver, except for time equipment is operated in excess of 8 hours out of 9 consecutive hours, and except when operated on Saturdays, Sundays or holidays.

Column 2--Rates per unit of equipment with driver for time equipment is operated in excess of 8 hours out of 9 consecutive hours or on Saturdays, Sundays or the following holidays: Washington's Birthday, Memorial Day or the day before Christmas.

Column 3--Rates per unit of equipment with driver for time equipment is operated on the following holidays: Independence Day, Labor Day, Thanksgiving Day, Christmas or New Year's Day.

NOTE 1.--

(a) Subject to paragraph (b) below, rates in this item apply from the time the truck and driver report for service pursuant to the shipper's order to the time of completion of the last trip under such order. EXCEPTION: If the single transaction covers a period in excess of one day, time consumed in driving from last point of destination to the carrier's terminal at the close of one day's business, and from the carrier's terminal to the point of origin at the beginning of the next day's business will not be included in computing the chargeable time.

(b) In computing time for trailer shuttle service no time shall be charged for the movement of truck tractors without load or for trailers or semitrailers without power unit except when such trailers are being loaded or unloaded.

(c) In computing time under the basis outlined in paragraphs (a) and (b) hereof the various time factors shall not be less than the actual time involved in minutes. After the total time has been determined under the provisions of paragraph (a) hereof, it shall be converted into hours and fractions thereof. Fractions of an hour shall be determined in accordance with the following table:

- Less than 8 minutes--omit.
- 8 minutes or more but less than 23 minutes shall be  $\frac{1}{4}$  hour.
- 23 minutes or more but less than 38 minutes shall be  $\frac{1}{2}$  hour.
- 38 minutes or more but less than 53 minutes shall be  $\frac{3}{4}$  hour.
- 53 minutes or more shall be 1 hour.

NOTE 2.--The normal carrying capacity of each vehicle unit shall be determined by the carrier based upon that amount of property in pounds, which physically can be loaded therein and safely transported under normal conditions.

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 Increase } Decision No. **76354**

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