

Decision No. 77050

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of C. R. Nickerson, Agent  
and Attorney, for and on behalf of  
American Transfer Co., by virtue of  
Power of Attorney to said Agent, under  
Shortened Procedure Tariff Docket, to  
amend Item 1519-3/4 of Pacific Coast  
Tariff Bureau Tariff No. 16, Cal. P.U.C.  
No. 1 (Express) and No. 19 (Freight),  
of Agent C. R. Nickerson, to publish  
increased rates on Paper and Paper  
Articles, from Stockton, California,  
to various points in the San Joaquin  
Valley, to the extent proposed in  
Exhibit "B" as hereinafter provided.

Shortened Procedure  
Tariff Docket  
Application No. 51706  
(Filed February 13, 1970)

AND

For authority to depart from the  
terms of Section 454 of the  
Public Utilities Code when  
accomplishing proposed publication.

OPINION AND ORDER

By this application, C. R. Nickerson, on behalf of  
American Transfer Co. (American), seeks authority: (1) to increase  
from 30,000 to 36,000 pounds the minimum weight governing the  
rates for the transportation of paper and paper articles from  
Stockton to various points in the San Joaquin Valley and (2) to  
increase from 23 to 25 cents per 100 pounds the rates for the  
aforementioned transportation from Stockton to some of the above-  
described destination points.

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The rates are set forth in Item No. 1519-3/4 of C. R. Nickerson,  
Agent, Pacific Coast Tariff Bureau Local, Joint and Proportional  
Freight and Express Tariff No. 16, Cal. P.U.C. Nos. 1 (Express)  
and 19 (Freight). The proposed increases are set forth in  
detail in Exhibit "B" attached to the application.

Applicant states that the rates in question are rail competitive rates, which were published for the account of American pursuant to request of Fibreboard Corporation. Applicant alleges that American has found that these rates are not compensatory for the services rendered by it and that the carrier has discussed the proposed increases with Fibreboard Corporation. Applicant avers that this shipper realizes that the current rates do not adequately compensate American for the services involved and desires to continue to use the carrier's services under the proposed rates.<sup>2</sup>

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

The certificate of service shows that copies of the application were mailed to California Trucking Association and Fibreboard Corporation on February 10, 1970. The application was listed on the Commission's Daily Calendar of February 16, 1970. No objection to the granting of the application has been received.

The Transportation Division staff has reviewed the application and recommends that it be granted by an ex parte order.

In the circumstances, it appears, and the Commission finds, that increases resulting from the publication of the rates and minimum weight as 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. C. R. Nickerson, Agent, is hereby authorized, on behalf of American Transfer Co., to publish the increased rates and

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Attached to the application as Exhibit "A" is a copy of a letter dated January 29, 1970, from Fibreboard Corporation to applicant indicating that this shipper supports applicant's proposal.

minimum weight in his Pacific Coast Tariff Bureau Local, Joint and Proportional Freight and Express Tariff No. 16, Cal.P.U.C. Nos. 1 (Express) and 19 (Freight), as specifically proposed in the application.

2. American Transfer Co. is hereby authorized to depart from the long- and short-haul provisions of the Public Utilities Code to the extent necessary to exercise the authority granted herein. Schedules containing the rates published under this authority shall make reference to this order.

3. 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.

4. The authority herein granted 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 Los Angeles, California, this 7th day of April, 1970.

William Sproule, Jr.  
President

Augustus  
Phillips

Thomas

Veran L. Lingen  
Commissioners