

Decision No. 77053

ORIGINAL

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 Smith Transportation Company tariff provisions resulting in increases because of proposed participation in connection with a rule providing charges for expedited service. }

Shortened Procedure
Tariff Docket
Application No. 51703
(Filed February 11, 1970)

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., seeks authority, on behalf of Smith Transportation Company (Smith), to include the carrier as a participant in a rule in one of its tariffs pertaining to expedited service and to provide a charge of \$10.00 per hour, minimum charge one hour, for this service.¹

Applicant states that, from time to time, Smith is requested to provide expedited service requiring a special trip and that, in performing this service, the carrier must depart from its normal method of operations by furnishing additional help and dispatching extra equipment, which otherwise would be utilized in handling normal traffic.

According to applicant, less-truckload shipments require special trips in many instances and the charges resulting from the applicable less-truckload rates for such shipments do not compensate the carrier for its out-of-pocket costs. Applicant alleges that the proposed charge is necessary in order that Smith

¹ The rule is published in Item No. 330 of Western Motor Tariff Bureau, Inc., Agent, Local, Joint and Proportional Freight and Express Tariff No. 111, Cal.P.U.C. No. 15.

may provide expedited service without placing an undue burden on its normal traffic.

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

The application was listed on the Commission's Daily Calendar of February 12, 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 publication of the expedited service rule 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. Western Motor Tariff Bureau, Inc., is hereby authorized to include Smith Transportation Company as a participant in Item No. 330 of its Local, Joint and Proportional Freight and Express Tariff No. 111, Cal.P.U.C. No. 15, 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 Los Angeles, California, this 24th day of April, 1970.

William Brown, Jr.
President
Augusta
J. P. Williams
Thomas L. Stinson
Commissioners