

Decision No. 77148

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
GLASS TRANSPORT CO., a corporation,  
for authority to deviate from  
minimum rates pursuant to Section  
3666 of the Public Utilities Code,  
for the transportation of glass  
fruit jars and equipment, glass  
packer jars, glass bottles, jelly  
glasses, jar tops, caps, discs or  
tops, rubber jar rings, and cartons  
for Ball Brothers Company, Inc.

Application No. 51743  
(Filed February 27, 1970)

OPINION AND ORDER

Applicant, a highway contract carrier, transports glass bottles and jars, bottle carrying cartons and related articles for the Ball Brothers Company, Inc. It is authorized to assess rates which are lower than the applicable minimum rates in connection with said transportation between Ball's plant at El Monte and points in Los Angeles and Orange Counties within 50 constructive miles of El Monte.<sup>1/</sup> Its present authority was granted by Decision No. 75566, dated April 15, 1969, in Application No. 50910. This authority expires with May 7, 1970. Applicant seeks a year's extension thereof.

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<sup>1/</sup> The authorized rates, together with rules to be observed in conjunction therewith, are set forth in Appendix A attached hereto.

Applicant alleges that the conditions and circumstances which justified the granting of its present authority still prevail. It further alleges that the continuation of the authority will not adversely affect any other carriers, and will preserve this traffic for applicant.

Revenue and expense data furnished by applicant indicate that the transportation performed under this authority has been profitable, and will continue to be compensatory.

The application was listed on the Commission's Daily Calendar of March 3, 1970. No objection to the granting thereof has been received.

The Commission finds that the rates and rules which are set forth in Appendix A are, and will be, reasonable for the transportation involved. The application should be granted. A public hearing thereon is not necessary.

IT IS ORDERED that:

1. Glass Transport Co., a corporation, is hereby authorized to transport glass bottles and jars, caps, covers, discs, tops, rubber jar rings, bottle carrying cartons and related articles for Ball Brothers Company, Inc., at rates less than the established minimum rates but not less than those set forth in, and subject to the conditions specified in, Appendix A attached hereto and by this reference made a part hereof.

2. The authority herein granted shall, on and after May 8, 1970, supersede the authority granted by Decision No. 75566 and shall expire with May 7, 1971.

This order shall become effective May 7, 1970.

Dated at San Francisco, California,  
this 28th day of APRIL, 1970.

William L. Sturgeon  
President

Augusta  
P. J. Sturgeon

11th St.

Vernon L. Sturgeon  
Commissioners

APPENDIX A  
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## APPLICATION OF RATES FOR TRANSPORTATION PERFORMED

BY: GLASS TRANSPORT CO., a corporation

FOR: BALL BROTHERS COMPANY, INC.

1. COMMODITIES

The rates herein apply for the transportation of the following commodities on pallets and include the return of empty pallets:

- (a) Glass bottles or jars, with or without equipment, one gallon or less in capacity.
- (b) Caps, covers, discs, or tops (other than display), nested or not nested.
- (c) Rubber jar rings.
- (d) Bottle carrying cartons, cartons for caps, closures, discs or tops (other than display), and fillers for both types of said cartons including partitions and/or separators, set up or folded flat, in packages, or strapped on pallets.

2. TERRITORY

Between the El Monte plant of Ball Brothers Company, Inc., and points in Los Angeles and Orange Counties within 50 constructive miles of El Monte, said mileage to be computed in accordance with the provisions of the Commission's Distance Table No. 7.

3. RATES IN CENTS PER 100 POUNDS (See Note 1)

		<u>Minimum Weight in Pounds</u>					
<u>Miles</u>		<u>AQ</u>	<u>2,000</u>	<u>4,000</u>	10,000 (See Note 2)	20,000 (See Note 2)	36,000 (See Note 2)
<u>Over</u>	<u>Not Over</u>						
0	3	102-1/2	60-1/2	48	29-1/2	17-1/2	12
3	5	103-1/2	62-1/2	50-1/2	29-1/2	17-1/2	12
5	10	105-1/2	63-1/2	51-1/2	30-1/2	20-1/2	13-1/2
10	15	105-1/2	66-1/2	54	32-1/2	21-1/2	14
15	20	106-1/2	68	55	34	22-1/2	14-1/2
20	25	107-1/2	71	56	36	24	15
25	30	108	74	57	37	25	16
30	35	108	76	59-1/2	38-1/2	26-1/2	16-1/2
35	40	109	77	60-1/2	39-1/2	28	18
40	45	110	80	63	42	28-1/2	19
45	50	111	81	64	43	30	19

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Note 1

Neither split delivery service nor multiple lot shipment service will be provided except multiple lot shipment service will be provided on bottle carrying cartons, cartons for caps, closures, discs or tops (other than display), and fillers for both types of said cartons including partitions and/or separators, set up or folded flat, in packages, or strapped on pallets.

Note 2

The minimum weights subject to this note apply except as otherwise provided in connection with applicable truckload ratings in the Governing Classification, in the Exception Ratings Tariff No. 1 or in Minimum Rate Tariff No. 2.

4. CONDITIONS

- (a) The charges assessed and herein authorized shall in no event be less in total for the vehicles used in the transportation than the charges which would apply from application of the hourly rates named in Item No. 420 of Minimum Rate Tariff No. 5 to the transportation performed. For the purposes of applying the hourly rates to said transportation, the hours shall be computed from the time that the carrier's equipment leaves the carrier's terminal at 4000 North Arden Drive, El Monte, until it returns to said terminal except that no charge shall be made for the time that the equipment is held under load at carrier's terminal overnight, on Saturdays, on Sundays, and on legal holidays.
- (b) Glass Transport Co. shall retain and preserve copies of its freight bills covering the transportation involved herein for a period of not less than three years from the dates of issuance of said bills; each such copy of its freight bills shall have attached thereto: (A) a statement of the charges computed under Minimum Rate Tariff No. 5; and (B) full information necessary to accurately determine the charges under said hourly rates.

(END OF APPENDIX A)