

ORIGINAL

Decision No. 77663

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Western Motor Tariff)	
Bureau, Inc. under the Shortened)	Shortened Procedure
Procedure Tariff Docket to publish)	Tariff Docket
for and on behalf of La Salle Truck-)	Application No. 51988
ing Company provisions resulting in)	(Filed June 23, 1970)
increase because of cancellation of)	
certain specific rail commodity rates.))	

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., on behalf of La Salle Trucking Company (La Salle), seeks authority to cancel from one of its tariffs that carrier's participation in certain rail competitive rates for the transportation of malt liquors between San Diego and points in the Los Angeles area.¹ Upon cancellation of the rates as proposed, higher class rates would apply.

Applicant states that La Salle participates in numerous rail competitive rates and that a study by La Salle of such rates indicates that the rates in question are noncompensatory. Applicant avers that rail rates tend to remain on a stationary basis and do not reflect increases in labor and operational costs which are experienced by motor carriers. Applicant contends that La Salle's costs are constantly increasing and that the carrier must safeguard itself against noncompensatory rates, such as those herein proposed to be canceled.

¹ The rates are set forth in Item No. 1580 of Western Motor Tariff Bureau, Inc., Agent, Local, Joint and Proportional Freight and Express Tariff No. 109, Cal.P.U.C. No. 13.

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

The application was listed on the Commission's Daily Calendar of June 25, 1970. No objection to the granting of the application has been received.

Commission staff analysis discloses that few, if any, actual increases need result from the proposed cancellation since service would still be available at the present rates from other authorized highway carriers. The staff recommends that the application be granted by ex parte order.

In the circumstances, it appears, and the Commission finds, that increases resulting from cancellation of the rates as proposed herein 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 cancel the participation of La Salle Trucking Company in certain rates in its Local, Joint and Proportional Freight and Express Tariff No. 109, Cal.P.U.C. No. 13, 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.

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

Dated at San Francisco, California, this 25th day of August, 1970.

[Signature]
Chairman
[Signature]
William Sproule, Jr.
[Signature]
John L. Stanger
Commissioners