

Decision No. ~~77788~~

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 M & M Transfer Company increases in certain monthly and yearly vehicle unit rates.)	Shortened Procedure Tariff Docket Application No. 52002 (Filed June 29, 1970)
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OPINION AND ORDER

By this application Western Motor Tariff Bureau, Inc., seeks authority, on behalf of M & M Transfer Company (M&M), to increase the premium rates of \$8.65 and \$8.90 per hour to \$12.65 per hour for services performed under vehicle unit rates in instances where excessive hours are involved.¹

Applicant states that M&M made an extensive study of its monthly and yearly vehicle unit labor costs and that its labor costs per man hour for services involving excessive hours are \$11.71 for two- or three-axle equipment and \$12.01 for four- or five-axle equipment based upon an average work day of 9.5 hours.

Applicant alleges that the carrier incurs an out-of-pocket loss each hour overtime is required to perform the aforementioned services. Applicant avers that the proposed rates are necessary to enable M&M to perform such services at a satisfactory profit.

¹ The rates in question are set forth in Items Nos. 530 and 540 of Western Motor Tariff Bureau, Inc., Agent, Local Freight Tariff No. 113, Cal.P.U.C. No. 19, and apply for services performed in various types of motor power equipment when the elapsed time exceeds 8 hours out of 9 consecutive hours.

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

The application was listed on the Commission's Daily Calendar of June 30, 1970. No objection to the granting of the application has been received.

Commission staff analysis discloses that additional costs are incurred by the carrier in those instances where the services performed exceed 8 hours out of 9 consecutive hours as overtime driver wage rates are applicable to the excessive hours. The proposed rates are required to enable the carrier to perform this service on a compensatory basis. 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 the proposal 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, on behalf of M&M Transfer Company, to publish increased rates for services performed involving excessive hours under monthly and yearly vehicle unit rates as specifically set forth 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 6th day of October, 1970.

J. P. [Signature]
Chairman

[Signature]

William [Signature]

[Signature]

Deena L. [Signature]
Commissioners