

Decision No. 77840

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation )  
for the purpose of considering and )  
determining revisions in or reissues )  
of Exception Ratings Tariff No. 1. )

Case No. 7858  
(Petition for Modification No. 77)  
(Filed July 6, 1970)

OPINION AND ORDER

Exception Ratings Tariff No. 1 contains less-truckload exception ratings for the transportation of furniture and related articles, which apply in lieu of those named in National Motor Freight Classification A-11 (Governing Classification). These ratings are scheduled to expire with December 31, 1970, and higher class ratings in the Governing Classification would apply to this transportation should the ratings in question be allowed to expire. By this petition, Furniture Manufacturers Association of California requests that the expiration date be extended to December 31, 1971.

Petitioner states that the Commission established the exception ratings on furniture and related articles for the purpose of effecting an orderly transition to the Governing Classification. Petitioner alleges that the Interstate Commerce Commission is currently conducting an investigation (I.C.C. Docket No. 34922 - Classification Ratings on Furniture) into the reasonableness of the increased furniture ratings in the Governing Classification and that a Recommended Report and Order has been issued which would order such proposed increases cancelled on interstate traffic. Petitioner

declares that exceptions to such Recommended Report and Order have been filed by respondents in said proceeding and there are strong indications that, regardless of final action of the Interstate Commerce Commission, all regulatory and judicial appeal procedures will be exhausted before the matter is finally concluded.

Petitioner avers that the Commission has stated in prior proceedings that uniformity of classification provisions applicable in California with those applicable elsewhere is desirable<sup>1</sup> and asserts that the proposed extension of the expiration date governing the aforementioned exception ratings is sought to allow adequate time for related interstate matters to be resolved.

A copy of the verified petition was mailed to the California Trucking Association and William Volker & Company on or about July 2, 1970. The petition was also listed on the Commission's Daily Calendar of July 7, 1970. No objection to the granting of the petition has been received.

Commission staff analysis discloses that the proposed extension of the expiration date governing the involved exception ratings would retain the current lower ratings and relationships with interstate rates on furniture and related articles for an additional year. The staff recommends that the petition be granted by ex parte order.

In the circumstances, it appears, and the Commission finds, that the proposed extension of the exception ratings on furniture and related articles is reasonable. A public hearing is not necessary. The Commission concludes that the petition should be granted.

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<sup>1</sup>

See Decisions Nos. 66268 and 67610.

IT IS ORDERED that:

1. Exception Ratings Tariff No. 1 (Appendix A to Decision No. 66195, as amended) is hereby further amended by incorporating therein to become effective January 1, 1971, Fourth Revised Page 27-A, Sixth Revised Page 27-B and Third Revised Page 27-C attached hereto and by this reference made a part hereof.
2. Common carriers subject to the Public Utilities Act, to the extent that they are subject also to Decision No. 66195, as amended, are hereby directed to establish in their tariffs the amendments necessary to conform with the further adjustments ordered herein.
3. Tariff publications required to be made by common carriers as a result of the order herein shall be filed not earlier than the effective date of this order and shall be made effective January 1, 1971, on not less than ten days' notice to the Commission and to the public and tariff publications which are authorized but not required to be made by common carriers as a result of the order herein may be made effective not earlier than January 1, 1971, and may be made effective on not less than ten days' notice to the Commission and to the public if filed not later than March 2, 1971.
4. Common carriers, in establishing and maintaining the amendments authorized hereinabove, are hereby authorized to depart from the provisions of Section 460 of the Public Utilities Code to the extent necessary to adjust long- and short-haul departures now maintained under outstanding

authorizations; such outstanding authorizations are hereby modified only to the extent necessary to comply with this order; and schedules containing the amendments published under this authority shall make reference to the prior orders authorizing long- and short-haul departures and to this order.

5. In all other respects Decision No. 66195, as amended, shall remain in full force and effect.

The effective date of this order shall be twenty-four days after the date hereof.

Dated at San Francisco, California, this 20<sup>th</sup> day of October, 1970.

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Chairman

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Commissioners

Commissioner A. W. Gatov, being necessarily absent, did not participate in the disposition of this proceeding.

(E) SECTION 2-A

LESS TRUCKLOAD CLASSES (RATINGS)  
WHICH ARE EXCEPTIONS TO THE  
GOVERNING CLASSIFICATION

When applied in connection with Minimum Rate Tariff 2:  
If the charge accruing under Section 2 of this tariff is lower than  
the charge accruing under this section on the same shipment between  
the same points, the charge accruing under Section 2 will apply.

⊕ (E) This Section expires with December 31, 1971.

⊕ Change, Decision No. **77840**

EFFECTIVE

Correction 228

ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA,  
SAN FRANCISCO, CALIFORNIA.

EXCEPTION RATINGS TARIFF 1

SECTION 2-A--LESS TRUCKLOAD CLASSES (RATINGS) WHICH ARE EXCEPTIONS TO THE GOVERNING CLASSIFICATION						ITEM
FURNITURE and RELATED ARTICLES as described in the following item numbers of the Governing Classification, viz.:						
ITEM	LTL RATING	ITEM	LTL RATING	ITEM	LTL RATING	
79050	200	80520		81310		
79090	125	Sub 1	150	Sub 1	100	
79110	85	80540		81430		
79180		Sub 1	200	Sub 1	100	
Sub 2	100	Sub 2	125	Sub 3	100	
79260		80560	85	81440	100	
Sub 1	200	80590		81465		
Sub 2	125	Sub 1	175	Sub 1	125	
79275		Sub 2	150	81500		
Sub 1	200	Sub 5	100	Sub 1	150	
Sub 2	100	Sub 6	100	81570		
79400	100	Sub 7	85	Sub 1	100	
79440	150	80605		81600		
79460		Sub 1	175	Sub 1	150	
Sub 1	100	Sub 2	100	Sub 2	70	
79480		80620		81610		
Sub 1	85	Sub 1	150	Sub 1	200	
79520	100	Sub 2	100	Sub 3	85	
79550	150	80640		81650		
79720	125	Sub 1	150	Sub 1	175	
79740		Sub 2	100	81725		
Sub 2	100	80770		Sub 1	100	(E)
79800		Sub 1	200	81740		1000
Sub 1	125	Sub 2	100	Sub 1	100	
Sub 2	100	80775		Sub 3	100	
79900		Sub 1	200	81840		
Sub 1	125	Sub 2	100	Sub 1	100	
Sub 2	100	80830		81970	100	
79940		Sub 1	100	82105		
Sub 1	100	80865	150	Sub 2	100	
80000		80869	150	Sub 3	100	
Sub 1	100	80900		82110		
80020		Sub 1	100	Sub 2	100	
Sub 2	100	80920	100	Sub 5	125	
Sub 4	85	80980		82120		
80040		Sub 1	100	Sub 1	100	
Sub 1	100	80990	200	Sub 2	85	
80080	100	81008	100	82130		
80100		81080		Sub 1	100	
Sub 1	100	Sub 2	125	Sub 2	85	
80120		81090		82160	100	
Sub 1	100	Sub 3	85	82210	100	
80290	100	81100		82220	100	
80320	100	Sub 2	150	82250	100	
80445		81140		82340	100	
Sub 1	100	Sub 2	85	82360		
Sub 2	85	81190		Sub 1	100	
80450		Sub 1	100	82420	70	
Sub 1	125	81200		82520	85	
80460		Sub 1	125	82620	100	
Sub 1	100	Sub 2	100	82640		
80470		81250		Sub 2	100	
Sub 1	100	Sub 1	150	83270	100	
80485	125					

ø(E) This item expires with December 31, 1971.

ø Change, Decision No.

**77840**

EFFECTIVE

Correction 229

ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA,  
 SAN FRANCISCO, CALIFORNIA

EXCEPTION RATINGS TARIFF 1

SECTION 2-A--LESS TRUCKLOAD CLASSES (RATINGS) WHICH ARE EXCEPTIONS TO THE GOVERNING CLASSIFICATION		ITEM
FURNITURE, viz.:  Chaise Lounges, Couches, Davenports, Daybeds, Divans, Lounges, Love Seats, Settees, Sofas, Sofa-beds or Tete-a-tetes; upholstered, other than aluminum, other than dual purpose (as described in Item 80869 of the Governing Classification);  With backs detached or laid down flat, or without backs and without arms or ends, or with arms or ends detached, or KD flat in packages.	LTL Rating	(E) 1020
	100	

§(E) This item expires with December 31, 1971.  
 § Change, Decision No. 77840

EFFECTIVE

Correction 230

ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA;  
 SAN FRANCISCO, CALIFORNIA