

Decision No. 77878

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Western Motor Tariff Bureau, Inc. under the Shortened Procedure Tariff Docket for and on behalf of California Cartage Company, Inc. to become a participant in a rule providing for special provisions for delay time which will result in increase provisions over those presently applicable.

Shortened Procedure Tariff Docket Application No. 52096 (Filed August 3, 1970)

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., on behalf of California Cartage Company, Inc. (Cal Cartage), seeks authority to cancel from one of its tariffs rail-competitive rates for the transportation of iron or steel articles from Los Angeles Harbor and Long Beach to Los Angeles.<sup>1</sup> Upon cancellation of the rates as proposed, higher class rates would apply.

Applicant states that Cal Cartage has not recently handled any traffic under the aforementioned rates and that the proposed application of class rates to this transportation is not primarily intended to be a revenue producing measure but would provide a means of protection against traffic producing operating losses.

Applicant asserts that increases resulting from the proposed cancellation of rates would not increase the California intra-state gross revenue of Cal Cartage by as much as one percent.

<sup>1</sup> The rates in question are published in Item No. 1216 of Western Motor Tariff Bureau, Inc., Agent, Local and Proportional Freight Tariff No. 101, Cal.P.U.C. No. 4.

The application was listed on the Commission's Daily Calendar of August 4, 1970. No objection to the granting of the application has been received.

Commission staff analysis discloses that the rates in question are below the level of the truck rates for the involved transportation and were established to meet rail competition. The carrier has now elected not to meet this competition. 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 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, on behalf of California Cartage Company, Inc., to cancel rates on iron or steel articles from its Local and Proportional Freight Tariff No. 101, Cal.P.U.C. No.4, 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 27<sup>th</sup> day of October, 1970.

\_\_\_\_\_  
Chairman

\_\_\_\_\_  
Vernon L. Sturgeon  
Commissioners

Commissioner William Symons, Jr., being necessarily absent, did not participate in the disposition of this proceeding.