

ORIGINAL

Decision No. 78108

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation)
into the rates, rules, regulations,)
charges, allowances and practices)
of all highway carriers relating)
to the transportation of fresh or)
green fruits and vegetables and)
related items (commodities for which)
rates are provided in Minimum Rate)
Tariff 8).

Case No. 5438
Petition for Modification
No. 80
(Filed November 10, 1970)

INTERIM OPINION AND ORDER

Minimum Rate Tariff 8 (MRT 8) contains minimum rates for the transportation of fresh fruits and vegetables, nuts and empty containers between points in California.

Decision No. 77442, dated June 30, 1970, increased the rates in MRT 8 to reflect the increased wage costs incurred by highway carriers effective July 1, 1970. Said decision established, with minor exceptions, interim surcharges of 8 percent on charges on shipments computed on minimum weights of 20,000 pounds and over and 9 percent on all other charges. These surcharges are scheduled to expire with December 31, 1970.

By the above petition, California Trucking Association requests that the Commission issue an ex parte order increasing the aforesaid interim surcharges so as to offset further increases in carrier wage costs which will become effective January 1, 1971. The California Grape Tree Fruit League protests petitioner's sought ex parte relief and requests the matter be set for public hearing.

A decision relative to Petition 80, subsequent to the holding of a public hearing thereon, may not reasonably be expected to be issued prior to December 31, 1970, when the established interim surcharges are scheduled to expire. In the circumstances, the Commission finds that the present expiration date of said MRT 8 interim surcharges should be extended to July 1, 1971. The Commission concludes that Minimum Rate Tariff 8 should be amended accordingly.

IT IS ORDERED that:


1. Minimum Rate Tariff 8 (Appendix C of Decision No. 33977, as amended) is hereby further amended by incorporating therein, to become effective January 1, 1971, Supplement No. 31, attached hereto and by this reference made a part hereof.

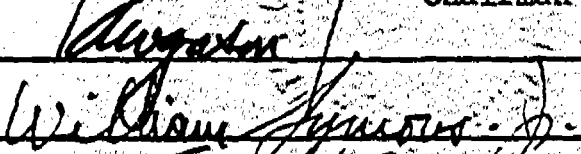
2. Tariff publications required to be made by common carriers as a result of the order herein shall be made effective not earlier than January 1, 1971, on not less than one day's notice to the Commission and to the public.

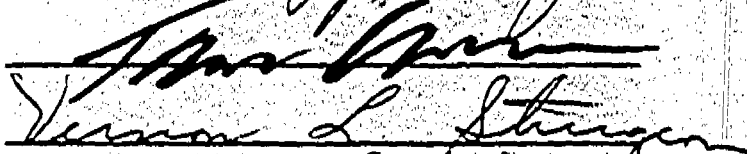
3. In all other respects, Decision No. 33977, as amended, and Decision No. 77442 shall remain in full force and effect.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 22nd
day of DECEMBER, 1970.



Chairman


William J. Grogan


Vernon L. Sturgeon
Commissioners

SPECIAL INCREASE SUPPLEMENT

SUPPLEMENT 31

(CANCELS SUPPLEMENT 30)

(Supplements 29 and 31 Contain All Changes)

TO

MINIMUM RATE TARIFF 8

NAMING

MINIMUM RATES AND RULES

FOR THE

TRANSPORTATION OF FRESH FRUITS,

FRESH VEGETABLES AND EMPTY

CONTAINERS OVER THE PUBLIC HIGHWAYS

BETWEEN POINTS IN THE STATE OF

CALIFORNIA AS DESCRIBED HEREIN

BY

RADIAL HIGHWAY COMMON CARRIERS

AND

HIGHWAY CONTRACT CARRIERS

APPLICATION OF SURCHARGES
(See Page 2 of This Supplement)

Decision No.

78108

EFFECTIVE

Issued by the
PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA
State Building, Civic Center
San Francisco, California 94102

(E) APPLICATION OF SURCHARGES

Except as otherwise provided, compute the amount of charges in accordance with the rates and rules in this tariff (including any surcharges otherwise applicable) and increase the amount so computed as follows:

- (a) By eight percent (8%) on charges computed upon rates which are subject to minimum weights of 20,000 pounds, and greater; and
- (b) By nine percent (9%) on all other rates and charges (see Exception).

EXCEPTION.—The surcharges herein shall not apply to deductions from rates or to Collect on Delivery (C.O.D.) services, nor to surcharges applicable to deliveries at Golden Gate Produce Terminal and to San Francisco Produce Terminal as set forth in Supplement 29.

THE END

§ (E) Expires with July 1, 1971.

§ Change, Decision No. 78108