

ORIGINAL

Decision No. 78289

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 California Motor Transport Ltd. and California Motor Express Co. (a Corporation) tariff provisions resulting in increase because of the publication of a rule for split-delivery shipments accorded temperature control service.

Shortened Procedure  
Tariff Docket  
Application No. 52152  
(Filed August 24, 1970;  
Amended January 4, 1971)

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc. seeks authority, on behalf of California Motor Transport Ltd. and California Motor Express Co., to make applicable to these carriers the provisions of paragraph (E) of Item No. 650 of Western Motor Tariff Bureau Tariff No. 111, Cal. PUC No. 15 (Tariff No. 111). The effect of such publication is to limit the application of split delivery on commodities accorded temperature control service to shipments weighing 10,000 pounds or more and containing not more than five component parts. The amendment to the application would lift the limitation on the number of component parts for shipments of 20,000 pounds or more.

The application alleges that split delivery service on shipments of commodities accorded temperature control service is conducted at an out-of-pocket loss to carriers which engage in such service, including California Motor Transport Ltd. and California Motor Express Co. The application avers that the proposed

limitation on split deliveries of temperature control commodities will reduce, but not remove, such out-of-pocket losses.

Applicant asserts that increases resulting from the proposal herein would not increase by as much as one percent the California intrastate gross revenue derived by either of the carriers involved.

The application and amendment thereto were listed on the Commission's Daily Calendar. A protest to the application made by Kraft Foods Division of Kraftco Corporation was removed upon the filing of the amendment thereto.

In the circumstances, it appears, and the Commission finds, that increases resulting from publication of the tariff provisions proposed in the application, as amended, are justified. A public hearing is not necessary. The Commission concludes that the application, as amended, should be granted.

IT IS ORDERED that:

1. Western Motor Tariff Bureau, Inc., is hereby authorized, on behalf of California Motor Transport Ltd. and California Motor Express Co. (a corporation), to publish in its Local, Joint and Proportional Freight and Express Tariff No. 111, Cal. PUC No. 15, the tariff provisions specifically proposed in the application, as amended.

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 five days after the effective date of this order on not less than five days' notice to the Commission and to the public.

3. The authority granted herein shall expire unless exercised within ninety days after the effective date of this order.

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

Dated at San Diego, California, this 9th  
day of FEBRUARY, 1971.

[Signature]  
Chairman

[Signature]  
Vernon L. Sturgeon

Commissioners

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