

ORIGINAL

Decision No. 78323

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of PACIFIC SOUTHCOAST)	
FREIGHT BUREAU under the Shortened)	Shortened Procedure
Procedure Tariff Docket for authority)	Tariff Docket
to increase certain charges in Items)	Application No. 52261
of PSFB Tariffs 175-H and 194-U as)	
shown below.)	

And Related Matters)	Cases Nos. 5432, 5433, 5435,
)	5436, 5437, 5438, 5439, 5440,
)	5441, 5604 and 7857.
)	

SUPPLEMENTAL OPINION AND ORDER

By Decision No. 78175, Pacific Southcoast Freight Bureau was authorized, on behalf of all rail carriers participating in two of its tariffs, to (1) increase the charges for stop-off service to \$35.00 per stop per car from \$21.62 per stop per car on shipments of wool, \$30.55 per stop per car on shipments of brandy, wine and champagne and \$27.00 per stop per car on other shipments; (2) limit the number of stops per car to two to complete loading or three for partial unloading; and (3) limit the aggregate number of stops to an aggregate of three to complete loading or an aggregate of three for partial unloading from origin to final destination of shipment regardless of the number of tariffs used to cover the entire movement from origin to destination.¹

Through inadvertence, the aforementioned decision did not authorize nor direct common carriers maintaining, under outstanding authorizations permitting the alternative use of rail rates, charges

¹ The authorized charges and provisions, which are set forth in detail in Item 2310-C of Supplement 47 to Pacific Southcoast Freight Bureau (PSFB) Tariff 175-H and Items 50-D, 800-D and 930-F of Supplement 35 to PSFB Tariff 194-U, are scheduled to become effective March 5, 1971.

for the aforementioned stop-off services below the specific minimum rate levels otherwise applicable, to increase such charges to the level of the rail charges established pursuant to the authority granted by said decision or to the level of the specific minimum rates, whichever is lower.

In the circumstances, it appears and the Commission finds that common carriers maintaining charges for stop-off services below the level of rail charges authorized by Decision No. 78175 should be directed to increase such charges to the level of said authorized rail charges or to the level of the otherwise applicable minimum rates, whichever is lower. A public hearing is not necessary. The Commission concludes that Decision No. 78175 should be amended to provide that common carriers shall revise their rail competitive stop-off charges accordingly.

IT IS ORDERED that:

1. Decision No. 78175 is hereby amended by substituting for Ordering Paragraph 2 thereof the following:

"2. Tariff publications authorized to be made as a result of Ordering Paragraph 1 hereof 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.

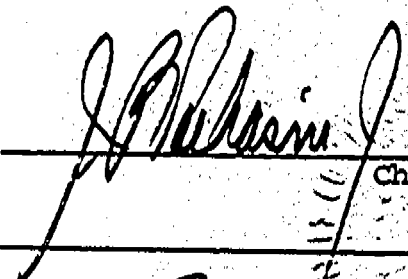
"3. Common carriers maintaining, under outstanding authorizations permitting the alternative use of rail rates, charges for the involved stop-off services below the specific minimum rate levels otherwise applicable, are authorized and directed to increase such charges to the level of the rail charges established pursuant to the authority granted by Decision No. 78175 or to the level of the otherwise applicable specific minimum rates, whichever is lower. To the extent such common carriers have maintained such charges at differentials above previously existing rail charges, they are authorized to increase such charges by the amounts authorized by Decision No. 78175; provided, however, that such increased charges may not be lower than the charges established by the rail lines pursuant to said decision, nor higher than the otherwise applicable minimum rates.

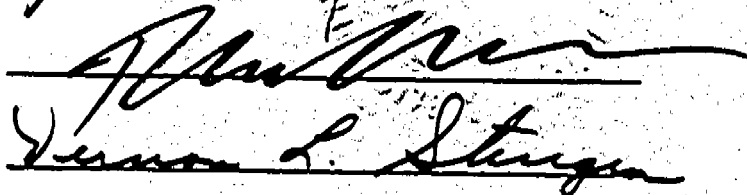
"4. Tariff publications required to be made by common carriers as a result of Ordering Paragraph 3 hereof shall be made effective March 5, 1971, on not less than two days' notice to the Commission and to the public; and tariff publications which are authorized but not required to be made by common carriers as a result of Ordering Paragraph 3 hereof may be made effective on not less than two days' notice to the Commission and the public if filed not later than May 4, 1971."


2. In all other respects, Decision No. 78175 shall remain in full force and effect.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 17th day of February, 1971.


Chairman


Vernon L. Sturgeon


Commissioners

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