

ORIGINAL

Decision No. 78562

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Western Motor	)	
Tariff Bureau, Inc. under the	)	
Shortened Procedure Tariff Docket	)	Shortened Procedure
to publish for and on behalf of	)	Tariff Docket
M and M Transfer Company tariff	)	Application No. 52400
provisions resulting in increases	)	(Filed January 14, 1971)
because of proposed amendments to	)	
Item No. 110, Paragraph (B) of	)	
Tariff No. 111.	)	

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., seeks authority, on behalf of M and M Transfer Company (M and M), to publish hourly rates, which vary according to the weight of the shipment, for the time the carrier's equipment is delayed in loading or unloading in connection with shipments that are transported under weight rates.<sup>1</sup>

Applicant states that M and M is a highway common carrier of general commodities between points in Los Angeles Basin Territory. A substantial portion of the carrier's intrastate revenue is derived from the application of hourly rates for the transportation of property within Los Angeles and Orange Counties. Applicant points out that the proposed hourly rates for delays in loading or unloading equipment are the same as the hourly rates established by the Commission for the transportation of property

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<sup>1</sup> The current rates for such delays are 65 cents for the first 30 minutes or fraction thereof and 33 cents for each additional 15 minutes or fraction thereof as set forth in Item No. 110, Paragraph (B) of Western Motor Tariff Bureau, Inc., Agent, Local, Joint and Proportional Freight and Express Tariff No. 111, Cal. P.U.C. No. 15. The proposed rates for these delays range from \$4.34 per hour, minimum charge \$1.09, for shipments of 6,000 pounds or less to \$8.27 per hour, minimum charge \$2.07, for shipments exceeding 30,000 pounds.

within Los Angeles and Orange Counties. These rates assertedly are necessary to ensure that delays in loading or unloading will not become a burden on other traffic.

Applicant asserts that increases resulting from the proposal herein would not increase the California intrastate revenue of M and M by as much as one percent.

The application was listed on the Commission's Daily Calendar of January 15, 1971. No objection to the granting of the application has been received.

The Commission Transportation Division staff has analyzed the application and recommends that it be granted by ex parte order.

In the circumstances, it appears, and the Commission finds, that increases resulting from the proposal herein 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 M and M Transfer Company, to publish rates for delays to carrier equipment in its Local, Joint and Proportional Freight and Express Tariff No. 111, Cal.P.U.C. No. 15, 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 20<sup>th</sup> day of April, 1971.

Chairman

William J. Vukasin, Jr.

John J. [Signature]

Vernon L. Sturgeon

[Signature]

Commissioners

Commissioner J. P. Vukasin, Jr., being necessarily absent, did not participate in the disposition of this proceeding.