

Decision No. 79342

ORIGINAL

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 James H. Carr)
and Charles A. Carr, D.B.A. Carr)
Bros. Oxnard Trucking Service, and)
eight other carriers, tariff pro-)
visions resulting in increases)
because of proposed cancellation)
of certain mileage commodity rates)
applicable on Grain and related)
products in addition to Hay, in)
machine-pressed bales.)

Shortened Procedure
Tariff Docket
Application No. 52774
(Filed July 28, 1971)

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., seeks authority, on behalf of James H. Carr and Charles A. Carr, doing business as Carr Bros. Oxnard Trucking Service and eight other carriers¹ to cancel the carriers' participation in certain commodity rates applicable to grain and related products, in packages and in bulk, and hay in machine-pressed bales, in one of its tariffs.²

Applicant states that the aforementioned carriers have reviewed their records and have determined they are handling little or no traffic under the commodity rates proposed to be

¹ The eight other carriers involved in the application are: Consolidated Freightways Corporation of Delaware; Delta Lines, Inc.; Garrett Freightlines, Inc.; Ringsby-Pacific Ltd.; System 99; Tesi Drayage Co.; T.I.M.E.-DC, Inc.; and Yellow Freight System, Inc.

² The carriers' participation would be canceled from Items 4714, 4715, 4718, 4719, 4726 and 4727 of Western Motor Tariff Bureau, Inc., Agent, Local, Joint and Proportional Freight and Express Tariff No. 111, Cal.P.U.C. No. 15 (Tariff No. 111).

canceled. Applicant alleges that past traffic of record has moved very short distances between origin and destination and has resulted in operating losses to the carriers. Applicant declares that with the cancellation of the commodity rates the carriers would rely on the class rates published in Tariff No. 111 in order to put them in a more favorable compensatory position. Applicant asserts that the proposed publication is not primarily intended to be a revenue producing provision, but will provide a measure of protection against traffic producing operating losses.

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

The application was listed on the Commission's Daily Calendar of July 29, 1971. No objection to the granting of the application has been received.

Commission staff analysis discloses that commodity rates for the grain and hay reflect the experience of highway carriers which deal more extensively in the transportation of these commodities and that service is available to the public from such carriers. 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 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 James H. Carr and Charles A. Carr, dba Carr Bros.

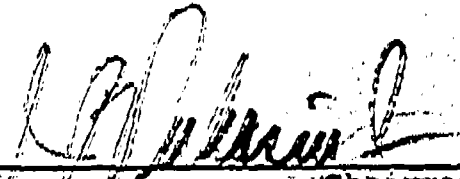
Oxnard Trucking Service; Consolidated Freightways Corporation of Delaware; Delta Lines, Inc.; Garrett Freightlines, Inc.; Ringsby-Pacific Ltd.; System 99; Tesi Drayage Co.; T.I.M.E.-DC, Inc.; and Yellow Freight System, Inc.; to publish amendments to its Local, Joint and Proportional Freight and Express Tariff No. 111, Cal.P.U.C. No. 15, as specifically proposed in the application.

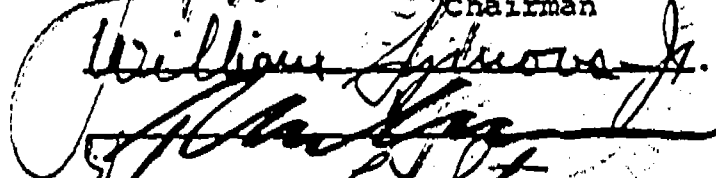
2. Tariff publications authorized to be made as a result of the order herein shall be filed not earlier than the effective date of this order and may be made effective not earlier than thirty days after the effective date of this order on not less than thirty days' notice to the Commission and to the 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 22nd day of NOVEMBER, 1971.



Chairman


William J. Johnson


Commissioners