

Decision No. 79343

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Transport Business)	
Service, Inc. under the Shortened)	
Procedure Tariff Docket to make)	Shortened Procedure
increases in rates by defining the)	Tariff Docket
allowable free time for loading and)	Application No. 52743
unloading in Cal.PUC No. 1 tariff)	(Filed July 12, 1971)
on behalf of all participating)	
carriers.)	

OPINION AND ORDER

By this application, Transport Business Service, Inc., seeks authority, on behalf of Apex Bulk Commodities, Bulk Commodities and Lee G. Gale, to publish tariff provisions dealing with time allowance for loading and unloading.

Applicant states that since the original publication of the tariff herein involved it has contained charges for accessorial services for loading and unloading on the same level as those prescribed by this Commission. However, its Local Freight Tariff No. 1, Cal.P.U.C. No. 1, does not contain provisions which define the allowable free time that is included in the charges. Applicant avers that the lack of the proposed rules has caused disagreements between carriers and shippers when there is unreasonable delay to equipment and drivers.

Applicant alleges that most competing carriers have published similar provisions as sought herein.

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

The application was listed on the Commission's Daily Calendar of July 13, 1971. No objection to the granting of the application has been received.

Commission staff analysis discloses that the proposed rules pertaining to time allowance for loading and unloading are currently published by many competing carriers and that their adoption by applicant would clarify applicant's existing rules. 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. Transport Business Service, Inc. is hereby authorized, on behalf of Apex Bulk Commodities, Bulk Commodities and Lee G. Gale, to publish in its Local Freight Tariff No. 1, Cal.P.U.C. No. 1, tariff provisions resulting in increases by defining the time allowance for loading and unloading as specifically proposed in the application.

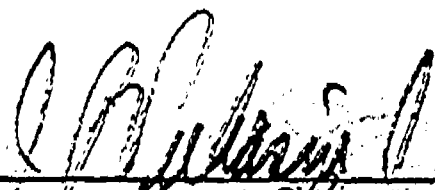
2. Tariff publications authorized to be made as a result of the order herein shall be filed not earlier than the effective date of this order and may be made effective not earlier than thirty days after the effective date of this order on not less than thirty days' notice to the Commission and to the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

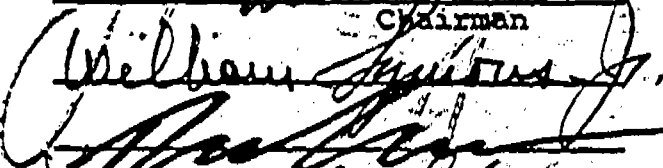
The authority granted herein shall expire unless exercised within ninety days after the effective date of this order.

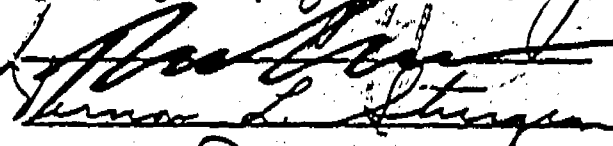
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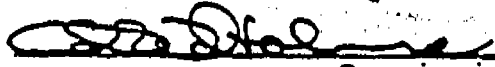
This order shall become effective twenty days after the date hereof.

Dated at San Francisco, California, this 22nd day of NOVEMBER, 1971.



Chairman






Commissioners