

Decision No. 79481

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation)	
into the constructive mileages, and)	
related rules and provisions of all)	
common carriers, highway carriers and)	Case No. 7024
city carriers relating to the trans-)	(Petition for Modification
portation of any and all commodities)	No. 28)
between all points in California)	(Filed September 3, 1971)
(including, but not limited to, con-)	
structive mileages provided in the)	
Distance Table).)	

OPINION AND ORDER

Distance Table 7 contains the basis for determining constructive mileages, which govern the distance rates in various minimum rate tariffs issued by the Commission. By this petition, Georgia-Pacific Corporation seeks to have the Distance Table amended to provide constructive mileages between Eureka and Samoa and vicinity via a new highway bridge in the area.

Petitioner states that it is engaged in the manufacture of lumber, plywood and woodpulp at Samoa and lumber at various other northern California points. Petitioner alleges that it ships mill refuse and wood chips from certain of its production units to its Samoa plant where the refuse known as "hog fuel" is utilized for fuel and the wood chips are used in the woodpulping process. Petitioner contends that it obtains these commodities from other suppliers and that they are transported to Samoa for the aforementioned purposes.

Petitioner declares that the constructive mileages in the Distance Table have not been generally revised since the issuance of said Distance Table on January 1, 1969. Petitioner avers that a highway bridge spanning Humboldt Bay and connecting the adjacent areas of Samoa and Eureka was completed and opened for public travel on May 22, 1971, and that it is no longer necessary for motor carrier shipments to or from Samoa to traverse the length of the Samoa peninsula or the perimeter of Humboldt Bay. Petitioner asserts that the constructive mileages in the Distance Table from or to Samoa are unreasonably excessive and that the distance rates determined therefrom under the provisions of the various minimum rate tariffs involved are correspondingly unreasonable and excessive.

Appropriate mileages have been developed and determined as set forth in a report prepared by the Freight Economics Branch of the Commission's Transportation Division staff. The staff report is received in evidence in this proceeding as Ex Parte Exhibit No. 1.

The petition was listed on the Commission's Daily Calendar of September 7, 1971. No objection to the granting of the petition has been received.

In the circumstances, it appears, and the Commission finds, that:

1. The constructive mileages set forth in the attached supplement are reasonable and justified.
2. The proposed revisions of Distance Table 7, when applied in conjunction with minimum rate tariffs subject thereto, will result in just, reasonable and nondiscriminatory minimum rates for transportation governed by said tariffs.

3. To the extent that the provisions of Distance Table 7 heretofore have been found to constitute reasonable rules and distances for common carriers as defined in the Public Utilities Code, the provisions of said distance table as hereinafter modified are, and will be, reasonable provisions for said carriers.

4. A public hearing is not necessary.

The Commission concludes that the petition should be granted.

IT IS ORDERED that:

1. Distance Table 7 (Decision No. 74532, as amended) is further amended by incorporating therein, to become effective January 1, 1972, Supplement 6, attached hereto and by this reference made a part hereof.

2. Common carriers subject to the Public Utilities Code, to the extent that they are subject also to Decision No. 74532, as amended, are hereby authorized to establish in their tariffs the amendments necessary to conform with the further adjustments ordered herein.

3. Tariff publications authorized to be made by common carriers 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 January 1, 1972, and may be made effective on not less than two days' notice to the Commission and to the public if filed not later than March 1, 1972.

4. Common carriers are authorized to adopt the mileages and provisions set forth in Supplement 6 to Distance Table 7 as a basis for computing distances for use in applying distance rates in their common carrier tariffs for the transportation of:

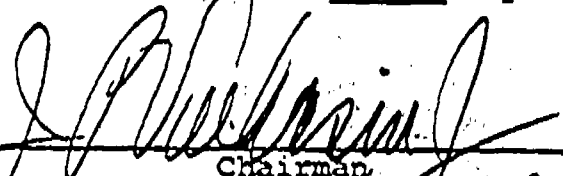
- (a) commodities for which minimum rates have not been established, or
- (b) commodities which are subject to higher rates than, or more restrictive provisions than, the minimum rates or provisions otherwise applicable, or
- (c) commodities for which rates have been established based upon Minimum Rate Tariffs Nos. 2, 3-A, 4-B, 6-A, 7, 8, 10, 11-A, 12, 14-A and 18.

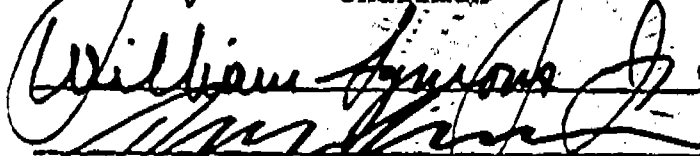
5. Common carriers, in establishing and maintaining rates based on the mileages and other provisions authorized hereinabove, are hereby authorized to depart from the provisions of Section 460 of the Public Utilities Code to the extent necessary to adjust long- and short-haul departures now maintained under outstanding authorizations; such outstanding authorizations are hereby modified only to the extent necessary to comply with this order; and schedules containing the rates published under this authority shall make reference to the prior orders authorizing long- and short-haul departures and to this order.


6. In all other respects Decision No. 74532,
as amended, shall remain in full force and effect.


This order shall become effective December 27,
1971.

Dated at Los Angeles, California, this 14th day of
December, 1971.



Chairman






Commissioners

SUPPLEMENT 6

(SUPPLEMENTS 1, 2, 5 AND 6 CONTAIN ALL CHANGES)

TO

DISTANCE TABLE 7

CONTAINING

RULES AND

CONSTRUCTIVE MILEAGE TABLES

FOR THE DETERMINATION OF

CONSTRUCTIVE MILEAGES

BETWEEN

POINTS WITHIN THE STATE OF CALIFORNIA

EFFECTIVE JANUARY 1, 1972

Decision No.

79481

Issued by the
PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA
State Building, Civic Center
San Francisco, California 94102

§§§PART I

Constructive mileages from and to both Samoa and Fairhaven shall be the same as the constructive mileages from and to Eureka.

Constructive mileage from and to Manila (Humboldt County) to and from Eureka shall be:

8 constructive miles.

The above mileage shall be used as base in determining the constructive mileage from and to Manila.

AMEND DISTANCE TABLE 7 AS INDICATED ON THE FOLLOWING PAGES:

PAGE NO.	INDEX	OF	POINTS	-	ALPHABETICAL	LISTING
47 100	Point or Community		County		Reference	
	FAIRHAVEN		HUMBOLDT		§SEE #EUREKA	
	§SAMOA		HUMBOLDT		§SEE #EUREKA	
131	RULE NO.	SECTION 1 - RULES OF GENERAL APPLICATION LIST OF MILEAGE BASING POINT LOCATIONS FOR RED POINTS, INCLUDING METROPOLITAN ZONES				
	6	Red Point		Basing Point Location		
		Delete: Samoa		Delete: Vance Avenue at Samoa Post Office		
312 through 791	SECTION 3 - CONSTRUCTIVE MILEAGE TABLES					
	Delete:					
	(1) The sideline and headline points of Samoa wherever they appear in this section. (2) The constructive mileages shown opposite the sideline point of Samoa and the constructive mileages listed under the headline point of Samoa wherever they appear in this section. (3) The average mileage of 341 shown as applying between Samoa and San Francisco Metropolitan Zone Group-East Bay Metropolitan Zone Group.					

§§§PART 2

CORRECTION TO MAPS NOS. 1 AND 8 (A 4)

Delete:

- (1) Points of Samoa and Fairhaven.
- (2) Segment of highway and distance (2 constructive miles) between Samoa and Fairhaven.
- (3) Distance of 6 constructive miles between Samoa and Manila.

Insert:

- (1) Segment of highway between Eureka and Manila via the Eureka-Samoa bridge.
- (2) The figure "8" alongside the segment of highway between Eureka and Manila to designate the constructive mileage for said segment of highway.

§ Change)
 ◊ Increase)
 ◊ Reduction)

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For Explanation of Abbreviations, References or Symbols see Pages 6-9.

THE END