

ORIGINAL

Decision No. 79531

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 Pacific Motor)
Trucking Company, and all other)
carriers as shown in Exhibit "A")
tariff provisions resulting in an)
increase because of the proposed)
cancellation of certain specific)
rail competitive commodity rates.)

Shortened Procedure
Tariff Docket
Application No. 52899
(Filed September 30, 1971)

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., seeks authority, on behalf of Pacific Motor Trucking Company and eleven other carriers to cancel the carriers' participation in various rail-competitive commodity rates.¹ Upon cancellation of the rates, as proposed, higher class rates would apply.

Applicant states that the involved carriers have reviewed their records and have determined that the rates proposed to be canceled have not been used recently and have in effect become dead rates. Applicant avers that the rates in question are noncompensatory for the transportation involved. Applicant contends that with constantly rising carrier costs, the cancellation of these obsolete rates would serve to provide some measure of protection against traffic producing operating losses.

¹These rates are set forth in Local, Joint and Proportional Freight and Express Tariff No. 109, Cal.P.U.C. No. 13, and generally apply from and to points in the San Francisco Bay, San Joaquin Valley, Los Angeles Basin and San Diego Areas. The eleven other carriers are listed in Exhibit "A" attached to the application.

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

The application was listed on the Commission's Daily Calendar of October 1, 1971. No objection to the granting of the application has been received.

Commission staff analysis discloses that the rates in question are below the level of the truck rates for the involved transportation and were established to meet rail competition. The carriers have now elected not to meet this competition. Few, if any, actual increases need result from the proposed cancellation of rates since service would still be available at the present rates from other authorized highway 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 cancellation of the rates as proposed herein are justified. A public hearing is not necessary. The Commission concludes that the application should be granted.

IT IS ORDERED that:


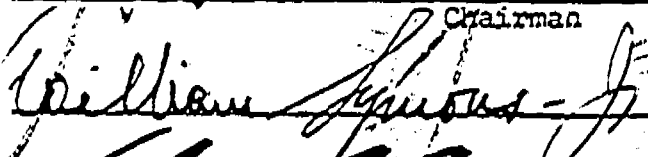

1. Western Motor Tariff Bureau, Inc., is hereby authorized, on behalf of Pacific Motor Trucking Company and the other carriers named in Exhibit "A" attached to the application, to cancel the participation of said carriers from certain rates in its Local, Joint and Proportional Freight and Express Tariff No. 109, Cal.P.U.C. No. 13, 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 ten days after the effective date of this order on not less than ten 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 17th day of January, 1972.


Chairman


Commissioners
