

Decision No. 79673

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of HUSSEY'S MOVING & STORAGE, INC.,)
for authority to depart from the)
minimum rates, rules and regulations)
of Minimum Rate Tariff No. 2, pur-)
suant to the provisions of Section)
3666 of the Public Utilities Code,)
for transportation for Western)
Electric Company and The Pacific)
Telephone and Telegraph Company.)

Application No. 53037
(Filed November 30, 1971)

OPINION AND ORDER

Hussey's Moving & Storage, Inc., a corporation, operates as a radial highway common carrier and as a household goods carrier. By this application, it seeks authority to depart from the unit-of-measurement provision of Minimum Rate Tariff 2 (MRT 2) by quoting and assessing the minimum hourly rates in Minimum Rate Tariff 4-B (MRT 4-B) in lieu of the minimum rates in cents per 100 pounds in MRT 2 in connection with transportation of property for The Pacific Telephone and Telegraph Company and Western Electric Company between points in the Counties of Napa, Solano, Contra Costa, Alameda, Lake, Sonoma and Marin.

Applicant states that it warehouses and transports electronic and telephonic equipment and related parts and accessories under contract to the aforesaid shippers. Applicant avers that it has been assessing charges based on the hourly rates in MRT 4-B as it has been performing a household goods type of service. Applicant alleges that the transportation service provided to the shippers consists of moving shipments varying in weight from one pound to 20,000 pounds between various warehouses

and places where equipment has been or will be installed.

Applicant declares that it utilizes a vehicle with a driver and from one to three helpers for the services of packing, crating and uncrating, carrying to and from buildings and up and down stairs and placing the equipment in position as directed. Applicant contends that charges for the above services are assessed on a terminal-to-terminal basis from the time the men and equipment are dispatched from the terminal to the time they return to the same terminal.

Applicant states that charges based on the weight of the shipment cannot be assessed as the charges for some very light shipments would be noncompensatory for the services rendered and it is often impractical to weigh certain shipments. Applicant asserts that the rates in MRT 4-B are more appropriate for this service and the shippers prescribe in their contracts that household goods rates shall be assessed.

Data submitted by applicant indicate that the freight charges for the transportation involved under the aforementioned hourly rates exceeded those otherwise applicable under the Commission's minimum rates.

Copy of the application was mailed to California Trucking Association on November 29, 1971. The application was listed on the Commission's Daily Calendar of December 1, 1971. No objection to the granting of the application has been received.

In the circumstances, it appears, and the Commission finds, that the proposed departure from the unit-of-measurement provisions of MRT 2 is reasonable. A public hearing is not necessary. The Commission concludes that the application should be granted.


IT IS ORDERED that:


1. Hussey's Moving & Storage, Inc., a corporation, is authorized to quote and assess rates and charges in the units of measurement set forth in Items 330 and 350 of Minimum Rate Tariff 4-B and no lower than the rates and charges named in those items, in lieu of the minimum rates per 100 pounds specified in Minimum Rate Tariff 2, in connection with the transportation of property for The Pacific Telephone and Telegraph Company and Western Electric Company between points in the Counties of Napa, Solano, Contra Costa, Alameda, Lake, Sonoma and Marin.


2. The authority herein granted shall expire one year after the effective date of this order unless sooner canceled, modified or extended by order of the Commission.


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

Dated at San Francisco, California, this 1st day of February, 1972.



Chairman






Commissioners