

ORIGINAL

Decision No. 79815

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of JOHN A. RAGGIO, doing)
business as MINUTE MAN DELIVERY)
SERVICE for authority under Section)
3666 of the Public Utilities Code of)
the State of California to continue)
to deviate from the rates in Minimum)
Rate Tariff No. 2 for the transpor-)
tation of shipments not exceeding)
20 pounds of C. Rodolph Guth)
Pharmaceuticals, 278 Post Street,)
San Francisco.)

Application No. 53144
(Filed February 11, 1972)

OPINION AND ORDER

By Decision No. 78456, dated March 23, 1971, John A. Raggio, doing business as Minute Man Delivery Service, was authorized as a highway contract carrier to assess less than the minimum rates for the transportation of shipments not exceeding 20 pounds for C. Rodolph Guth Pharmaceuticals from San Francisco to points in Marin and Sonoma Counties. The authority is scheduled to expire March 23, 1972. By this application, it is proposed to continue the authority for a further one-year period and to increase the previously authorized rates.

Applicant states that, except for increases in costs of operations, the transportation conditions which justified the previous authorities continue to exist. Applicant has submitted a cost study attached to the application which shows that the service has been performed at a profit. Applicant asserts that, under the proposed rates which have been increased to offset increased costs, he can continue to perform the service at a profit.

Applicant alleges that, unless the proposed rates are authorized, the shipper will revert to proprietary operations to perform the required service.

The verified application shows that copies thereof were served on the California Trucking Association and other interested parties on or about February 11, 1972. The application was listed on the Commission's Daily Calendar of February 14, 1972. No objection to the granting of the application has been received.

The Transportation Division staff has reviewed the application and recommends that, in view of the order of the Federal Price Commission imposing a temporary freeze on rates charged by carriers, the increases in applicant's proposal not be granted at this time but that applicant be allowed to continue to assess until further order of the Commission those rates which are currently authorized by Decision No. 78456.

In the circumstances, it appears, and the Commission finds, that the rates authorized by Decision No. 78456 should temporarily remain in effect. A public hearing is not necessary. The Commission concludes that the application should be granted to the extent indicated in the ensuing order.

IT IS ORDERED that:

1. John A. Raggio, doing business as Minute Man Delivery Service, is authorized to transport shipments weighing 20 pounds or less for C. Rodolph Guth Pharmaceuticals from San Francisco to points in Marin and Sonoma Counties at rates less than the minimum rates set forth in Minimum Rate Tariff 2 but not less than those specified in, and subject to the conditions set forth in, Appendix A attached hereto and by this reference made a part hereof.

2. The authority herein granted shall expire upon further order of the Commission.

The effective date of this order shall be March 23, 1972.

Dated at San Francisco, California, this 15th day of March, 1972.

Chairman

Commissioners

A. 53144*

APPENDIX A

Carrier: JOHN A. RAGGIO, doing business as Minute Man Delivery Service.

Shipper: C. Rodolph Guth Pharmaceuticals.

Commodity: Shipments not exceeding twenty pounds.

Charge: Per shipment from San Francisco:

| | | |
|------------------------|--------|--------------|
| To Marin County Zone | \$2.55 | (See Note 1) |
| To City of Novato Zone | 3.25 | (See Note 2) |
| To Sonoma County Zone | 3.60 | (See Note 3) |

Minimum Charge: \$35 per week.

Note 1 Marin County Zone includes the cities of Sausalito, Mill Valley, Tiburon, Larkspur, Corte Madera, San Anselmo, Ross, Fairfax, San Rafael and the unincorporated areas between said cities and within a 5-mile lateral of U. S. Highway 101, and Sir Francis Drake Boulevard.

Note 2 City of Novato Zone includes the area within the corporate limits of Novato.

Note 3 Sonoma County Zone includes the cities of Petaluma, Cotati, Rohnert Park, Santa Rosa and Sebastopol and the unincorporated areas of Sonoma County situated between said cities and within a 5-mile lateral of U. S. Highway 101, State Highway 116 and State Highway 12.

Billing: Carrier shall bill shipper monthly on the first day of the calendar month for the service performed for the calendar month period preceding said billing date; shipper shall pay carrier within seven days of presentation of said monthly bill.

(END OF APPENDIX A)