

CORRECTION

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Decision No. 79968

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation into
the rates, rules, regulations, charges,
allowances and practices of all common
carriers, and highway carriers relating
to the transportation of trailer coaches
and related items as provided in Minimum
Rate Tariff No. 18.

Case No. 8808
(Petitions for Modifi-
cation Nos. 9 and 14) ✓

ORDER MODIFYING DECISION NO. 79427
AND DENYING REHEARING

Trailer Coach Association having filed herein its Petition for Rehearing of Decision No. 79427 and it appearing that said decision should be modified to comply with the provisions of the Economic Stabilization Act of 1971, and that no good cause for granting rehearing has been made to appear,

IT IS ORDERED that pages 30 and 31 of said decision No. 79427 be modified to read as follows:

than for a longer distance in actual miles. In such situations authority to depart from the long- and short-haul prohibitions of Section 460 of the Public Utilities Code is required and is justified.

We conclude that Minimum Rate Tariff 18 should be amended by incorporating the adjustments in the minimum rates found herein to be reasonable and as provided in the ensuing order. In all other respects Petitions for Modification Nos. 9 and 14 should be denied.

The rates authorized herein are minimum and the transportation, involving wide loads and circuitous routing, should reflect the full cost of providing the service. Such charges are consistent with the provisions of the Economic Stabilization Act of 1971, and are justified upon the bases set forth in the certificate discussed in finding of fact No. 8 hereof.

8. This decision should be supplemented by a certificate, as a separate document, in compliance with the requirements of Section 300.16 of the Economic Stabilization Act of 1971. The suspension of the minimum rate adjustments should be vacated.

ORDER

IT IS ORDERED THAT:

1. Minimum Rate Tariff 18 (Appendix B to Decision No. 72418, as amended) is further amended by incorporating therein, to become effective April 29, 1972, Supplement 5, attached hereto and by this reference made a part hereof.

2. Common carriers subject to the Public Utilities Act, to the extent that they are subject to Decision No. 72418, as amended, are hereby directed to establish in their tariffs the increases necessary to conform with the further adjustments ordered herein.

3. Tariff publications required 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 the fifth day after the effective date of this order on not less than five days' notice to the Commission and to the public and such tariff publications shall be made effective not later than April 29, 1972; tariff publications which are authorized but not required to be made by common carriers as a result of the order herein may be made effective not earlier than the fifth day after the effective date of this order, and may be made effective on not less than five days' notice to the Commission and to the public if filed not later than sixty days after the effective date of the minimum rate tariff supplement incorporated in this order.

4. Common carriers, in establishing and maintaining the rates 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.

5. The Commission hereby adopts the certificate attached hereto as Appendix C in compliance with Price Commission regulations announced under subsection "E" on January 14, 1972.

6. In all other respects, Decision No. 72418, as amended, shall remain in full force and effect.

IT IS FURTHER ORDERED that rehearing of Decision 79427 be, and the same is, hereby denied.

The effective date of this order shall be the date hereof.

Dated at Los Angeles, California, this 18th day of APRIL 4, 1972.

J. M. Williams
Chairman
William J. Brown
[Signature]
William L. Sturgeon
[Signature]
Commissioners

APPENDIX C

Certificate of the Public Utilities Commission of the State of California Re Increases in Rates for Certain Transportation Services Performed by For-Hire Highway Carriers Within California

Pursuant to provisions of Section 300.16 of the Economic Stabilization Act of 1971, as amended, the Public Utilities Commission of the State of California does hereby certify to the Federal Price Commission as follows:

1. By its Decision No. 72418, as amended, the Public Utilities Commission established in its Minimum Rate Tariff 18 minimum rates and charges to be observed by all highway carriers for the transportation of house trailers, campers and related articles, and for accessorial services in connection therewith, between all points and places within the State of California. The present rates and charges are set forth in Minimum Rate Tariff 18 as amended by Appendix A of Decision No. 72418, dated June 9, 1970, in Case No. 8808. By Decision No. 79427, dated *November 30, 1971*, in Case No. 8808, the Commission ordered adjustments in the rates, charges and rules in Minimum Rate Tariff 18 resulting in some increases and some reductions, and the rates and charges as adjusted are set forth in Appendix A of said Decision No. 79427. The extent of the change in rates varies as between various points in California.
2. The adjustments in minimum rates are expected to increase the revenues of all carriers engaged in the transportation of house trailers, campers and related articles subject to said Minimum Rate Tariff 18 by \$1,071,319 per annum, an overall increase in revenues of approximately 17 percent.
3. The adjusted minimum rates are set at levels intended to return to a reasonably efficient carrier engaged in such transportation a profit not exceeding five (5) percent before income taxes.
4. The minimum rates are determined upon cost considerations. The amount of capital invested by all carriers

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engaged in the transportation of property subject to Minimum Rate Tariff 18 is not known. To the extent that any carrier engaged in this transportation will achieve any net earnings from transportation at said rates it is believed that its rate of return on capital will be minimal.

5. Sufficient evidence was taken in the course of these proceedings to determine:
 - (1) The increases are cost based and do not reflect inflationary expectations;
 - (2) The adjusted minimum rates are the minimum required to assure continued, adequate, and safe service.
 - (3) The adjusted minimum rates will provide revenues barely sufficient to meet the cost of providing the services let alone to be sufficient to permit the carriers to attract capital at reasonable costs.
6. The rates and charges provided in Minimum Rate Tariff 18 are minimum rates. Under California law the carriers may charge and assess rates greater than the minimum for the transportation subject to the minimum rate tariff. Evidence taken in these proceedings, and in prior proceedings regarding the transportation of house trailers and campers show that because of competitive conditions the carriers engaged in this transportation do not generally charge and assess rates in excess of the minimum. Decision No. 79429 does not authorize or require increases in rates in excess of those rates and charges prescribed in Minimum Rate Tariff 18.

VACATING SUPPLEMENT

SUPPLEMENT 5

(Cancels Supplement 4)

(Supplement 5 Contains All Changes)

TO

MINIMUM RATE TARIFF 18

NAVING

MINIMUM RATES AND RULES

FOR THE

TRANSPORTATION OF

TRAILER COACHES AND CAMPERS

OVER THE PUBLIC HIGHWAYS WITHIN

THE STATE OF CALIFORNIA

BY

RADIAL HIGHWAY COMMON CARRIERS

AND

HIGHWAY CONTRACT CARRIERS

§ VACATING NOTICE

The suspension notice contained in Supplement 4 is vacated and the following tariff pages shall become effective April 29, 1972:

Second Revised Page 9
Second Revised Page 15
Second Revised Page 16
Second Revised Page 17
Second Revised Page 18
Second Revised Page 19

Second Revised Page 24
Second Revised Page 30
Original Page 30-A
Original Page 30-B
Second Revised Page 31
Second Revised Page 32

§ Change, Decision No.

79968

EFFECTIVE APRIL 29, 1972

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