

ORIGINAL

Decision No. 86284

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, highway)
 carriers and city carriers relating)
 to the transportation of any and)
 all commodities between and within)
 all points and places in the State)
 of California (including, but not)
 limited to, transportation for)
 which rates are provided in Mini-)
 mum Rate Tariff No. 2).

Case No. 5432
 Petition for Modification
 No. 687
 (Filed January 31, 1972)

SUPPLEMENTAL OPINION AND ORDER

By Decision No. 86283 entered today in this proceeding, the minimum rates for pool car shipments in the San Francisco Bay Area are revised. The decision found that in order to avoid duplication of tariff distribution Minimum Rate Tariff 2 should be amended by separate order.

IT IS ORDERED that:

1. Minimum Rate Tariff 2 (Appendix D to Decision No. 31606, as amended) is further amended by incorporating therein, to become effective August 12, 1972, Supplement 90, Nineteenth Revised Page 21-B and Seventeenth Revised Page 21-C, which pages by this reference are made a part hereof.

2. Common carriers subject to the Public Utilities Act, to the extent that they are subject also to said Decision No. 31606, as amended, be and they are hereby directed to establish in their tariffs the increases necessary to conform with the further adjustments ordered herein.

3. Any provisions concurrently maintained in common carrier tariffs which are more restrictive than, or which produce charges

greater than, those contained in Minimum Rate Tariff 2, are authorized to be maintained in connection with the increased rates and charges directed to be established by ordering paragraph 2 hereof.

4. Common carriers maintaining rates on a level other than the minimum rates for transportation for which rates are prescribed in Minimum Rate Tariff 2 are authorized to increase such rates by the same amounts authorized for Minimum Rate Tariff 2 rates herein.

5. Common carriers maintaining rates on the same level as Minimum Rate Tariff 2 rates for the transportation of commodities and/or for transportation not subject to Minimum Rate Tariff 2 are authorized to increase said rates by the same amounts authorized for Minimum Rate Tariff 2 rates herein.

6. Common carriers maintaining rates at levels other than the minimum rates for the transportation of commodities and/or for transportation not subject to Minimum Rate Tariff 2 are authorized to increase said rates by the same amounts authorized for Minimum Rate Tariff 2 rates herein.

7. Tariff publications required or 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 the fifth day after the effective date of this order, on not less than five days' notice to the Commission and to the public; such tariff publications as are required shall be made effective not later than August 12, 1972; and as to tariff publications which are authorized but not required, the authority herein granted shall expire unless exercised within sixty days after the effective date hereof.

8. 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.

9. In all other respects said Decision No. 31606, as amended, shall remain in full force and effect.

The effective date of this order shall be August 4, 1972. ✓

Dated at San Francisco, California, this 25th
day of JULY, 1972.

William Gross Jr. President

[Signature]
[Signature] Commissioners

Commissioner Vernon L. Sturgeon, being necessarily absent, did not participate in the disposition of this proceeding.

Commissioner J. P. Vukasin, Jr., being necessarily absent, did not participate in the disposition of this proceeding.

APPENDIX A
Page 1 of 2

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. The California Public Utilities Commission has established minimum rates for the for-hire highway transportation property within designated San Francisco and East Bay Metropolitan Drayage Areas, including the trans-bay movement of so-called pool-car shipments. The minimum rates are published in Minimum Rate Tariffs 1-B (East Bay Drayage), 2 (pool shipments), and 19 (San Francisco Drayage).
2. The decision of the California Public Utilities Commission, to which this certification is appended, authorizes a 11-12 percent increase in said rates as of July 1, 1972. Said increase is in lieu of a previously authorized temporary 5-1/2 percent surcharge which became effective as of January 1, 1972.
3. The adjustments in minimum rates are expected to increase the 1972 revenues of all the carriers involved by approximately \$1,606,055, an overall average increase of approximately 9 percent for the test rate year. This additional revenue is being authorized as an offset to like increases in the carriers' labor costs effective as of January 1, 1972 and July 1, 1972. Such labor cost increases reflect the semiannual increases in wage rates experienced by carriers under effective three-year labor contracts negotiated in 1970; said initial effective date being prior to the November 13, 1971 time limitation specified in Section 201.14 of the Economic Stabilization Regulations.
4. The minimum rates are determined upon cost considerations. The amount of capital invested by all carriers engaged in the transportation of property subject to Minimum Rate Tariffs

APPENDIX A
Page 2 of 2

1-B, 2, and 19 is not known. To the extent that any carrier engaged in the transportation involved herein will achieve any net earnings from transportation under the increased rates it is believed that its rate of return on capital will be minimal.

5. Sufficient evidence was taken in the course of this proceeding to determine:
 - a. The increases are cost-based and do not reflect inflationary expectations.
 - b. The adjusted minimum rates are the minimum required to assure continued, adequate and safe service.
 - c. The adjusted minimum rates will provide additional revenues sufficient only to offset increases in wage costs and allied payroll expenses and is not intended to provide increases in net earnings to attract capital at reasonable costs.
 - d. The rates and charges established by the Commission are minimum rates. Under California law the carriers may charge and assess rates greater than the minimum for the transportation subject to the minimum rates established by the Commission. Evidence taken in this proceeding and in prior proceedings regarding the transportation involved herein shows that, because of competitive conditions, the carriers do not generally charge and assess rates in excess of the otherwise governing minimum rates.
 - e. This appendix to the rate decision constitutes the certification required by the Federal Government's Economic Stabilization Regulations.

SUPPLEMENT 90

(Cancels Supplement 82)

(Supplements 73, 75, 77, 79, 81,
83, 86, 87, 88, 89 and 90
Contain All Changes)

TO

MINIMUM RATE TARIFF 2

NAMING

MINIMUM RATES AND RULES

FOR THE

TRANSPORTATION OF PROPERTY OVER THE
PUBLIC HIGHWAYS WITHIN THE
STATE OF CALIFORNIA

BY

RADIAL HIGHWAY COMMON CARRIERS

HIGHWAY CONTRACT CARRIERS

CEMENT CONTRACT CARRIERS

DUMP TRUCK CARRIERS

AND

HOUSEHOLD GOODS CARRIERS

The surcharge set forth in Supplement 82 is canceled.

Decision No.

80284

EFFECTIVE

SECTION 1--RULES OF GENERAL APPLICATION (Continued)

ITEM

POOL SHIPMENTS --CENTRAL COASTAL TERRITORY (Continued)
(Items 176, 177 and 179)

Pool shipments as described in Item 11 shall be subject to rates and charges as follows for the services designated, viz.:

1. Unloading and/or segregating (does not include transportation).

Articles for which rates are not otherwise specified in this item.

(1) Class rates in cents per 100 pounds.

100	92½	85	77½	70	65	60	55	50	45	40	37½	35
62	59	55	51	50	47	45	43	41	40	39	37	36 (2)

- (1) Minimum charge 225 cents per component part.
(2) Applies on articles rated class 35 or lower.

Commodity rates in cents per 100 pounds
Minimum Charge 225 cents
per component part

♦ 177

Games or Toys, as described under the heading
"Games or Toys Group,"
and

Bicycles, K.D., as described in Items 188590
and 188610 series,
and

Vehicles, other than self-propelled, K.D., as
described in Items 188690, 188780, 189000,
189180, 189440, 189780, 189820 and 189960
series, in the Governing Classification----- 85

2. Pool Shipments of Furniture or Furniture Parts as described under the headings
"Furniture Group" and "Furniture Parts Group" in the Governing Classification shall be
charged as follows:

- (a) Unloading and/or segregating including all accessorial services except
those governed by paragraphs 3(g) and 3(h) of Item 179 \$1.85 per 100 pounds,
minimum charge \$3.50 per component part.

(Continued in Item 179)

♦ Increase. Decision No.

EFFECTIVE

ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA,
SAN FRANCISCO, CALIFORNIA.

Correction

SECTION 1--RULES OF GENERAL APPLICATION (Continued)	ITEM
<p style="text-align: center;">POOL SHIPMENTS --CENTRAL COASTAL TERRITORY(Concluded) (Items 176, 177 and 179)</p> <p>3. Accessorial Services:</p> <p>(a) A clerical service charge of \$1.10 per component part is to be assessed on each and every component that the carrier unloads and/or segregates and delivers to the consignee, subconsignee, their agents or to other carriers. This charge covers the services of preparing delivery instructions, issuance of freight bills to each subconsignee or shipper and accounting therefor, and/or the processing of similar documents prepared by the shipper and accounting therefor.</p> <p>(b) Listing and reporting marked weights, gallonage or serial numbers, 3 cents per line, per package or piece, minimum charge 91 cents per component part.</p> <p>(c) Marking, tagging, stenciling or labeling, 3 cents per package or piece, minimum charge \$1.45 per component part.</p> <p>(d) Advancing, prorating and collecting inbound freight charges of other carriers, 1 percent of amount advanced minimum charge \$1.45 per component part.</p> <p>(e) Advancing or prepayment of outbound freight charges to other carriers, \$1.10 per component part.</p> <p>(f) Breaking down, leveling off, installing dunnage in pool cars stopped for partial unloading will be charged as provided in Item 145 for helpers, plus the cost of dunnage.</p> <p>(g) Storage will be charged as provided in Item 141 when carrier through no fault of its own is unable to effect delivery of a component part.</p> <p>(h) Replacing damage-free equipment in pool cars, or any other accessorial service not provided for elsewhere shall be charged at the hourly rate provided in paragraph (a) of Item 145.</p> <p>(i) In addition to the other accessorial charges provided herein, special handling charges based on the total weight of the component part shall be assessed as follows:</p> <p>(1) For each component part on which delivery is taken at carrier's terminal; 38 cents per 100 pounds, minimum charge \$1.80.</p> <p>(2) When, through no fault of carrier, all pieces comprising one component part are not picked up at one specific time on delivery taken at carrier's terminal, charges shall be assessed as set forth under subparagraph (1) hereof plus an additional charge of 38 cents per 100 pounds, minimum charge \$1.55.</p>	<p style="text-align: center;">0179</p>
<p>♦ Increase, Decision No.</p>	
EFFECTIVE	
<p>Correction</p>	<p>ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.</p>