

Decision No. 80761

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

Case No. 5432
(Petition for Modification
No. 708)

SUPPLEMENTAL OPINION AND ORDER

Decision No. 80553 dated October 3, 1972, provided for the establishment of exception ratings on mixed shipments of Toilet Preparations and various related articles when transported in the same container under certain conditions.

On October 17, 1972, California Trucking Association filed Petition for Modification of Decision No. 80553, supra, taking exception to the technical increases involved and the mandatory tariff filing requirements for highway common carriers and the effective date of the order was stayed pursuant to Decision No. 80658 pending reconsideration of the matter.

The intent of Decision No. 80553 relating to tariff filings by common carriers was to indicate that technical increases could result under the application of the proposed exception rating and to authorize, but not require, common carriers to publish the necessary tariff amendments.

In the circumstances, the Commission finds that common carriers should be authorized, but not required, to make the tariff amendments necessary to conform with Decision No. 80553. A public hearing is not necessary. The Commission concludes that Decision No. 80553 should be amended accordingly.

IT IS ORDERED that:

1. Ordering Paragraphs 1, 2 and 3 of Decision No. 80553 are amended as follows:




- "1. Minimum Rate Tariff 2 (Appendix D to Decision No. 31606, as amended) is further amended by incorporating therein, to become effective December 1, 1972, Ninth Revised Page 9-A, Seventeenth Revised Page 39-A, Original Page 39-B and Original Page 39-C 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. 31606, as amended, and currently maintain in their tariffs the provisions involved herein, are hereby authorized to establish in said tariffs the amendments necessary to conform with the further adjustments ordered herein.
- "3. Tariff publications authorized to be made by common carriers as a result of the order herein may be made effective not earlier than the first day after the effective date of this order on not less than one day's notice to the Commission and to the public; the authority herein granted shall expire unless exercised within sixty days after the effective date of this order."

2. Minimum Rate Tariff 2 (Appendix D to Decision No. 31606, as amended, is further amended by incorporating therein Supplement 98, attached hereto and by this reference made a part hereof.

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

This order is effective on the date hereof.

Dated at San Francisco, California, this 21st day of November, 1972.


President

Commissioners

Commissioners

VACATING SUPPLEMENT

SUPPLEMENT 98

(Cancels Supplement 97)
(Supplements 73, 75, 77, 79, 81, 87, 90,
93, 94, 95, 96 and 98 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

VACATING NOTICE

The suspension notice contained in Supplement 97
is vacated and the following tariff pages shall become
effective December 1, 1972.

Ninth Revised Page	9-A
Seventeenth Revised Page	39-A
Original Page	39-B
Original Page	39-C

Decision No.

S0761

EFFECTIVE DECEMBER 1, 1972

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