

ORIGINAL

Decision No. 80777

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Western Motor)	
Tariff Bureau, Inc. under the)	
Shortened Procedure Tariff Docket)	Shortened Procedure
to publish for and on behalf of)	Tariff Docket
certain of its participating)	Application No. 53560
carriers tariff provisions resulting)	(Filed September 1, 1972)
in increases because of proposed)	(Amended September 29, 1972)
increase in specified hourly rates)	
for bulk petroleum carriers.)	

OPINION AND ORDER

By this application, as amended, Western Motor Tariff Bureau, Inc., Agent, seeks authority, for and on behalf of Hitchcock Transportation Company (Hitchcock), to increase the hourly rate for the transportation of crude or fuel oil in bulk in tank vehicles between points in Fresno County from \$11.40 to \$13.00 per hour.¹

Applicant states that the above hourly rate was established to meet special circumstances which made it impractical for Hitchcock to assess charges based on the other rates named in the tariff. Applicant alleges that the rate in question has been increased but once since September 5, 1968, while the other rates in the tariff have been increased on three occasions since that date. Applicant avers that the proposed rate is reasonable considering the increased operating costs which have been experienced by Hitchcock. Applicant declares that only one shipper is utilizing the aforementioned rate and such shipper supports the carrier's proposal.

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The hourly rate is published in Item No. 450 of Western Motor Tariff Bureau, Inc., Agent, Local and Joint Freight and Express Tariff No. 18, Cal.P.U.C. No. 24.

Applicant asserts that increases resulting from the proposal herein would not increase the California intrastate gross revenue of Hitchcock by as much as one percent.

The application, as amended, was listed on the Commission's Daily Calendars of September 5 and October 2, 1972. No objection to the granting of the application, as amended, has been received.

Commission staff analysis discloses that the rate in question applies only when the shipper or consignee requests the special service involved. Minimum Rate Tariff 6-A does not contain a similar rate for the special circumstances involved and the rate in question has not been increased to the same extent as the minimum rates set forth in said tariff. The staff recommends that the application, as amended, be granted by ex parte order.

In the circumstances, the Commission finds that increases resulting from publication of the hourly rate as specifically proposed in the application, as amended, are justified. A public hearing is not necessary. The Commission concludes that the application as amended, should be granted.

Pursuant to paragraph (E) (2) (e) of Rule 23.1 of the Commission's Rules of Practice and Procedure, no findings regarding compliance with the Federal Economic Stabilization Act are required for Shortened Procedure Tariff Docket filings seeking carrier rate adjustments under Rule 25 thereof.

IT IS ORDERED that:

1. Western Motor Tariff Bureau, Inc., Agent, is hereby authorized, on behalf of Hitchcock Transportation Company, to publish in its Local and Joint Freight and Express Tariff No. 18, Cal.P.U.C. No. 24, the increased hourly rate as specifically proposed in the application, as amended.

2. Tariff publications authorized to be made 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 ten days after the effective date of this order on not less than ten days' notice to the Commission and to the public.

3. The authority herein granted shall expire unless exercised within ninety days after the effective date of this order.

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

Dated at San Francisco, California, this 5th day of December, 1972.

Vernon L. Sturges
President
William J. Moran, Jr.
Thomas Moran
Commissioners

Commissioner Thomas Moran, being necessarily absent, did not participate in the disposition of this proceeding.