

ORIGINAL

Decision No. 80942

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 relat-)
ing to the transportation of prop-)
erty within San Diego County)
(including transportation for)
which rates are provided in)
Minimum Rate Tariff No. 9-B).)

Case No. 5439
(Petitions for Modification
Nos. 171 and 174)
(Filed November 22, 1972;
Amended December 7, 1972 and
Filed December 20, 1972,
respectively)

SUPPLEMENTAL OPINION AND ORDER

By Decision No. 80940, entered today in Case No. 5432, et al., the Commission found that various minimum rate tariffs should be amended to reflect the adoption of National Motor Freight Classification A-13 in lieu of National Motor Freight Classification A-12. The decision also provided that Minimum Rate Tariff 9-B should be amended by separate order to avoid duplication of tariff distribution.

IT IS ORDERED that:

1. Minimum Rate Tariff 9-B (Appendix A of Decision No. 67766, as amended) is further amended by incorporating therein to become effective January 19, 1973, First Revised Page 1, Seventeenth Revised Page 7 and Fifteenth Revised Page 18, 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 also to Decision No. 67766, as amended, are hereby directed to establish in their tariffs the amendments necessary to conform with the further adjustments ordered herein.

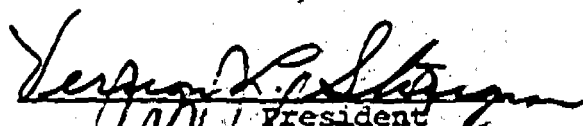


3. Tariff publications required to be made by common carriers as a result of the order herein shall be made effective January 19, 1973, on not less than one day's notice to the Commission and to the public and tariff publications which are authorized but not required to be made by common carriers as a result of the order herein may be made effective not earlier than January 19, 1973, and may be made effective on not less than one day's notice to the Commission and to the public if filed not later than March 20, 1973.

4. Common carriers, in establishing and maintaining the amendments 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 amendments published under this authority shall make reference to the prior orders authorizing long- and short-haul departures and to this order.

5. In all other respects Decision No. 67766, as amended, shall remain in full force and effect.

This order shall become effective January 18, 1973.

Dated at San Francisco, California, this 9th day of January, 1973.


President


Commissioners

CORRECTION NUMBER CHECKING SHEET

This tariff is issued in loose-leaf form. Correction numbers appearing on all added and revised pages will be numbered consecutively in the lower left-hand corner. These correction numbers should be checked below on this checking sheet before pages are filed in the tariff.

CORRECTION NUMBERS

211	241	271	301	331	361	391
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220	250	280	310	340	370	400
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229	259	289	319	349	379	409
230	260	290	320	350	380	410
231	261	291	321	351	381	411
232	262	292	322	352	382	412
233	263	293	323	353	383	413
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238	268	298	328	358	388	418
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EFFECTIVE

Correction

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

SECTION 1--RULES	ITEM
<p style="text-align: center;">DEFINITION OF TECHNICAL TERMS (Items 10 and 11)</p> <p>ARMORED CAR means any motor truck and/or other highway vehicle which has been armored with bullet resistant metal and/or bullet proof glass, and which is manned by an armed crew.</p> <p>CARRIER means a radial highway common carrier, a highway contract carrier, a dump truck carrier or a cement contract carrier, as defined in the Highway Carriers' Act.</p> <p>CARRIER'S EQUIPMENT means any motor truck or other self-propelled highway vehicle, trailer, semitrailer, dolly or any combination of such highway vehicles operated by the carrier.</p> <p>COMMISSION means the Public Utilities Commission of the State of California.</p> <p>COMMON CARRIER RATE means any intrastate rate or rates of any common carrier or common carriers, as defined in the Public Utilities Act, lawfully on file with the Commission and in effect at time of shipment.</p> <p>DANGEROUS ARTICLES means articles described in the Dangerous Articles Tariff.</p> <p>DANGEROUS ARTICLES TARIFF means Motor Carriers' Explosives and Dangerous Articles Tariff 14, Cal.P.U.C. 9, of American Trucking Associations, Inc., Agent and supplements thereto or reissues thereof.</p> <p>DEBTOR means the person obligated to pay the freight charges to the carrier, whether consignor, consignee or other party.</p> <p>DISTANCE TABLE means Distance Table 7 issued by the Cal. P.U.C.</p> <p>ESCORT SERVICE means the furnishing of pilot cars or vehicles by a carrier as may be required by any governmental agency to accompany a shipment for highway safety.</p> <p>ESTABLISHED DEPOT means a freight terminal owned or leased and maintained by a carrier for the receipt and delivery of shipments.</p> <p>EXCEPTION RATINGS TARIFF means Exception Ratings Tariff 1 issued by the Cal. P.U.C.</p> <p>GOVERNING CLASSIFICATION means National Motor Freight Classification A-13.</p> <p>HOLIDAYS means New Year's Day (January 1), Washington's Birthday (the third Monday in February), Memorial Day (the last Monday in May), Fourth of July, Labor Day (the first Monday in September), Thanksgiving Day, the day after Thanksgiving, December 24 and Christmas Day (December 25). When a holiday falls on Sunday, the following Monday shall be considered as a holiday.</p> <p>INDEPENDENT-CONTRACTOR SUBHAULER means any carrier who renders service for a principal carrier, for a specified recompense, for a specified result, under the control of the principal as to the result of the work only and not as to the means by which such result is accomplished.</p> <p>PERMIT SHIPMENT means a shipment which because of its width, length, height, weight or size requires special authority from a governmental agency regulating the use of highways, roads or streets for the transportation of such shipment in whole or in part.</p> <p style="text-align: center;">(Continued in Item 11)</p>	#10
<p>Change, Decision No. 80942</p>	
EFFECTIVE	
<p>Correction</p>	<p>ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.</p>

SECTION 1--RULES (Continued)		ITEM
APPLICATION OF CLASS RATES THAT ARE PERCENTAGES, MULTIPLES OR PROPORTIONS OF SPECIFIC CLASS RATINGS		
Class ratings which are based on percentages, multiples or proportions of Class 100 or other specified class ratings are not restricted in their application solely to the minimum class rates in the any quantity weight brackets but will apply in connection with the minimum weight brackets set forth in this tariff applicable to the shipment transported.		70
APPLICATION OF GOVERNING PUBLICATIONS		
6(a) This tariff is governed to the extent shown herein by:		
(1) The Governing Classification, except that this tariff is subject to the following rules (items) only thereof (See Notes 1 and 2):		
110, Sections 1, 3(a), 3(b), 3(c), 3(d), 4, 4(a), 4(b), 5, 6(a), 6(b), 6(c), 7, 7(a), 7(b), 7(c), 7(d), 8, 8(a), 8(b), 9, 10, 11(a), 11(b), 11(c), 12, 12(a), 12(b), 12(c), 12(d), 12(e), 12(f), 13(a), 13(b), 13(c), 14, 15, 15(a), 15(b), 15(c), 15(d), 15(e) and 16;		
200; 205; 210; 215; 220; 222; 225; 230; 235; 240; 245; 250; 255; 257; 260; 265; 270; 275; 280; 285; 291; 292; 294; 296; 297; 300; 310;		
360, Sections 1, 1(a), 1(b), 1(e), 1(f), 1(g), 1(h), 2, 2(a), 2(c), 2(d), 3 and 5;		
370; 381; 420, Sections 1, 2, 4 and 5; 421; 422; 423; 424; 426; 428;		
430, Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11(a), 11(b), 13 and 14;		80
455; 520; 535; 540; 565; 580; 595; 640; 645; 680; 685; 687; 689; 765; 770, Section 2; 780, Section 2; 810; 845; 995; 997 (Section 2 only).		
*NOTE 1.--The provisions of Item 55740 of the Governing Classification are not applicable on California intrastate traffic.		
*NOTE 2.--Where dual provisions are set forth in the following items of the Governing Classification, only those provisions of said items preceded with any of the references (P1), (P4), (S1), (S2), (S4), (S5), (S6), (S7) or (S8) will apply on California intrastate traffic:		
540	55229	55970
14060	55231	55990
39928	55233	56060
39960	55237	56080
40510	55920	56090
40512	55921	56100
55223	55922	56110
55224	55923	56230
55225	55924	159800
55226	55930	159830
55227	55950	159832
		190210
The explanations of such references are not, however, applicable to California intrastate traffic.		
(2) Sections 2-C and 2-D only of the Exception Ratings Tariff.		
(3) The Dangerous Articles Tariff (California Regulations).		
(4) The Distance Table (territorial descriptions only - see Item 30 herein).		
(b) Where the ratings and rules or other provisions or conditions provided in the governing publications described in paragraphs (a) (1), (2) and (4) are in conflict with those provided in this tariff, the provisions of this tariff will apply.		
(c) Except as otherwise specifically provided in this tariff, where the provisions of the Dangerous Articles Tariff are in conflict with the provisions set forth in this tariff or the otherwise governing publications referred to in paragraphs (a) (1), (2) and (4), the provisions of the Dangerous Articles Tariff will apply.		
(d) Except as otherwise provided in this tariff, shipments subject to truckload ratings lower than Class 50 will be subject to rates provided for Class 50.		
6 Change) * Addition) Decision No.		
80942		
EFFECTIVE		
ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.		
Correction		