

Decision No. 80943

**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 relat- )  
ing to the transportation of )  
property in the City and County )  
of San Francisco, and the Counties )  
of Alameda, Contra Costa, Lake, )  
Marin, Mendocino, Monterey, Napa, )  
San Benito, San Mateo, Santa Clara, )  
Santa Cruz, Solano and Sonoma. )

Case No. 5441  
(Petitions for Modification  
Nos. 258 and 261)  
(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 1-B should be amended by separate order to avoid duplication of tariff distribution.

IT IS ORDERED that:

1. Minimum Rate Tariff 1-B (Appendix B of Decision No. 65834, as amended) is further amended by incorporating therein to become effective January 19, 1973, Sixteenth Revised Page 11, Twelfth Revised Page 18-A, Original Page 18-B and Twelfth Revised Page 30, 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. 65834, 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. 65834, as amended, shall remain in full force and effect.

This order shall become effective January 18, 1973.

Dated at San Francisco, California, this 9<sup>th</sup> day of January, 1973.

  
President  
  
  
  
Commissioners

SECTION 1--RULES	ITEM
<p style="text-align: center;">DEFINITION OF TECHNICAL TERMS (Items 10 and 11)</p> <p><b>ARMORED CAR</b> 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><b>CITY DELIVERY</b> or <b>CITY DELIVERIES</b> means transportation of property to retail stores or direct consumers of the property transported when the shipment originates within the territory covered by this tariff at other than a carrier's depot, dock, wharf, pier, or landing.</p> <p><b>COMMISSION</b> means the Public Utilities Commission of the State of California.</p> <p><b>COMMON CARRIER RATE</b> 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><b>DANGEROUS ARTICLES</b> means articles described in the Dangerous Articles Tariff.</p> <p><b>DANGEROUS ARTICLES TARIFF</b> means Motor Carriers' Explosives and Dangerous Articles Tariff 14, Cal.P.U.C. 9, of American Trucking Associations, Inc., Agent, including revisions thereto or successive issues thereof.</p> <p><b>DESTOR</b> means the person obligated to pay the freight charges to the carrier, whether consignor, consignee or other party.</p> <p><b>ESCORT SERVICE</b> 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><b>EXCEPTION RATINGS TARIFF</b> means Exception Ratings Tariff 1 issued by the Cal.P.U.C.</p> <p><b>GOVERNING CLASSIFICATION</b> means National Motor Freight Classification A-13.</p> <p><b>HOLIDAYS</b> 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><b>INHAUL</b> means the transportation of property received from another carrier at a depot, wharf, pier, or landing originating beyond the limits of the territory covered by this tariff and delivered at one address to the consignee shown on the Bill of lading of the carrier from which the shipment is received, or the transportation of property from public warehouses when delivered to one wholesaler consignee at one address.</p> <p><b>INDEPENDENT-CONTRACTOR SUBHAULER</b> 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><b>OUTHAUL</b> means transportation of property in City Delivery and Shipping as defined herein.</p> <p><b>PERMIT SHIPMENT</b> means a shipment which because of its width, length, height, weight or size required 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><b>POINT OF DESTINATION</b> means the precise location at which property is tendered for physical delivery into the custody of the consignee.</p> <p><b>POINT OF ORIGIN</b> means the precise location at which property is physically delivered by the consignor into the custody of the carrier for transportation.</p> <p style="text-align: right;">(Continued in Item 11)</p>	<p style="text-align: center;">10</p>
<p>Change, Decision No. <b>80943</b></p>	
<b>EFFECTIVE</b>	
<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 RATES		90
Rates provided in this tariff are for the transportation of shipments from point of origin to point of destination and include tailgate loading into and tailgate unloading from the carrier's equipment. (See Item 110)		
APPLICATION OF GOVERNING PUBLICATIONS		
21. This tariff is governed to the extent shown herein by:		
(a) 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(c), 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;		
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.		2100
*NOTE 2.--Where dual provisions are set forth in the following items of the Governing Classification, only those provisions of said items precoded with any of the references (P1), (P4), (S1), (S2), (S4), (S5), (S6), (S7) or (S8) will apply on California intrastate traffic:		
540	55220	55970
14060	55231	55990
39920	55233	56060
39960	55237	56090
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.		
(b) The Exception Ratings Tariff, Sections 2-B, 2-C and 2-D only.		
(c) The Dangerous Articles Tariff (California Regulations).		
2. Where the ratings and rules or other provisions or conditions provided in the Governing Classification or Exceptions Ratings Tariff are in conflict with those provided in this tariff, the provisions of this tariff will apply. Except as otherwise specifically provided in this tariff, where the provisions of the Dangerous Articles Tariff are in conflict with provisions set forth in this tariff or the otherwise governing publications referred to in paragraphs 1(a) and (b) hereof, the provisions of the Dangerous Articles Tariff will apply.		
(1) Item 110 formerly shown on Eleventh Revised Page 18-A transferred to Original Page 18-B.		
Change ) Addition ) Decision No. 80943		
EFFECTIVE		
Correction	ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.	

SECTION 1--RULES (Continued)	ITEM
<p style="text-align: center;">ACCESSORIAL CHARGES</p> <p>(a) For pickup or delivery or for stacking, sorting or other accessorial service which is not authorized to be performed under the rates named in this tariff and for which a charge is not otherwise provided, an additional charge of \$11.85 per man per hour, minimum charge \$2.95, shall be made.</p> <p>(b) When carrier is required to provide additional labor, at point of origin or point of destination, for the handling of articles or packages which, because of their weight or bulk, cannot be handled by one man, an additional charge of \$11.75 per man per hour, minimum charge \$11.75 shall be made.</p> <p>(c) On shipments of glass as described under the heading "Glass" in the Governing Classification in packages named therein exceeding 120 united inches, add 6½ cents per 100 pounds to applicable class rates. (See Note)</p> <p>NOTE.--Will not apply where crane facilities are available without cost to carrier, or loading and/or unloading is performed by shipper and/or consignee, at both pickup and delivery points.</p>	110
<p>(1) Item 110 formerly shown on Eleventh Revised Page 18-A, Decision No. <b>80943</b></p>	
EFFECTIVE	
<div>Correction</div> <div>ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.</div>	

MINIMUM RATE TARIFF 1-B

SECTION 1--RULES (Continued)		ITEM
EXCEPTIONS TO GOVERNING CLASSIFICATION AND EXCEPTION RATINGS TARIFF		
ARTICLE	CLASS	
<p>Canned goods, pickles, preserves, in earthenware, glass or metal cans, boxed, or in pails or tubs, crated, or in bulk in barrels or kegs, except as otherwise provided, less truckload, viz.: (Item references are to the Governing Classification)</p> <p>Animal food, as described in Items 67040, 67060 or 67400,          Broths, Chowders and Soups, as described in Items 73180 or 74820,          Butter, Peanut, as described in Item 74220,          Coconut, not desiccated, as described in Item 72580,          * Egg Yolk, in cans, in boxes, as described in Items 55560 **,          Fish, as described in Items 72930, 72950 or 72970,          Food, Baby, as described in Item 73160,          Fruit, as described in Items 73240, 73300, 73320, 73340 or 73350,          Jams, Jellies or Preserves, as described in Items 73240 or 73500,          Juice, fruit or vegetable, as described in Items 72440, 73540, 73550,          73570, 73590, 73600, 73620, 73630, 73650, 73670, 73690, 74720 or          75322,          Macaroni, Noodles, Spaghetti or Vermicelli, as described in Item          73740,          Meats, as described in Items 134620, 134640, 134660 or 134680,          Milk, condensed or evaporated, as described in Item 73920,          Mince Meat, as described in Item 74050,          Molasses, as described in Items 74090 or 74110,          Mushrooms, as described in Item 74130,          Oil, olive, as described in Item 145190,          Oil, salad, as described in Items 144800 or 145100,          Olives, as described in Item 74180,          Pectin, as described in Item 74240,          Pickles, as described in Item 74300,          Puddings, as described in Item 74520,          Sandwich Spread, as described in Item 74680,          Sauces or Condiments, prepared, as described in Items 73220, 74660,          or 74710,          Sausage, as described in Items 134780 or 134800,          Syrup, as described in Items 74110, 75140, 75150, 75170 or 75180,          Vegetables and commodities, as described in Items 74720, 75320 or          75322,          Vinegar, as described in Item 75360,          Welsh Rarebit, as described in Item 75420.</p> <p>(1) Not subject to Item 330 of this tariff.</p>	(1) 55	400
* Change ** Item number eliminated ) Decision No-		80943
EFFECTIVE		
Correction		ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.