

Decision No. 80970

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation)
for the purpose of considering and)
determining revisions in or re-)
issues of Exception Ratings Tariff)
No. 1.)

Case No. 7858
Petition for Modification
No. 146
(Filed December 21, 1972)

OPINION AND ORDER

By Decisions Nos. 80748 and 80843, dated November 21 and December 12, 1972, respectively, the Commission authorized cancellation of the exceptions to the minimum truckload weight provisions of National Motor Freight Classification A-12 (Governing Classification) published in the Commission's Minimum Rate Tariffs 1-B, 2, 9-B and 19. However, Decision No. 80748 did not provide for the establishment of the same minimum weight provisions in Exception Ratings Tariff 1 (ERT 1) in connection with certain exception ratings named therein.¹

By this petition, California Trucking Association seeks to have the aforementioned minimum weight provisions established in ERT 1. Petitioner requests expedited action in this matter to minimize adverse effects resulting from the application of the higher 60,000-pound minimum weights on the involved transportation.

¹ These exception ratings are set forth in Items 1040 and 1050 of ERT 1 and apply to articles described in Items 57520, 90210, 169690 and 169710 of the Governing Classification. The minimum weights of 60,000 pounds governing these exception ratings should be 50,000 pounds to reflect the intent of Decision No. 80748.

Copies of the petition were mailed to various interested parties on December 20, 1972. The petition was listed on the Commission's Daily Calendar of December 22, 1972. California Manufacturers Association has informed the Commission by letter that it supports petitioner's proposal. No objection to the granting of the petition has been received.

In the circumstances, the Commission finds that the proposed tariff amendment is reasonable and that the resulting minimum rates will be just, reasonable and nondiscriminatory minimum rates for the transportation involved. A public hearing is not necessary. The Commission concludes that the petition should be granted.

IT IS ORDERED that:

1. Exception Ratings Tariff 1 (Appendix A to Decision No. 66195, as amended) is further amended by incorporating therein, to become effective January 29, 1973 Tenth Revised Page 27-F and Sixth Revised Page 27-G 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. 66195, 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 authorized herein.

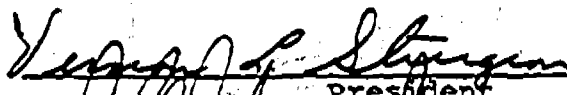



3. Tariff publications authorized to be made by common carriers as a result of the order herein shall be filed not earlier than the effective date of this order and may be made effective not earlier than the first day after the effective date of this order, and may be made effective on not less than one day's notice to the Commission and to the public if filed not later than sixty days after the effective date of the minimum rate tariff pages incorporated in this order.

4. Common carriers, in establishing and maintaining the ratings 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 ratings 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. 66195, as amended, shall remain in full force and effect.

This order shall become effective January 26, 1973.

Dated at San Francisco, California, this 16th day of January, 1973.


President



Commissioners

Commissioner William Symons, Jr., being necessarily absent, did not participate in the disposition of this proceeding.

EXCEPTION RATINGS TARIFF 1

SECTION 2-B--TRUCKLOAD CLASSES (RATINGS) AND MINIMUM WEIGHTS WHICH ARE EXCEPTIONS TO THE GC						ITEM
ARTICLES as described in the following items of the Governing Classification, viz.:						
ITEM	TL RATING	TL MINIMUM WEIGHT	ITEM	TL RATING	TL MINIMUM WEIGHT	
48420			86600	35.3	50,000	
Sub 1	35.4	50,000	90160	35.4	40,000	
Sub 2	35.2	40,000	90210	35.3	50,000	
50540			90220	35.4	40,000	
Sub 1	35.3	40,000	90300	35.4	40,000	
Sub 2	35.3	40,000	90360	35.4	50,000	
50560	35.4	40,000	90380	35.4	50,000	
50610	35.4	40,000	90400			
50620	35.3	40,000	Sub 1	35.2	40,000	
50700			Sub 2	35.2	40,000	
Sub 5	35.4	40,000	90630	35.4	50,000	
Sub 6	35.3	40,000	90650	35.4	50,000	
Sub 7	35.4	40,000	90740	35.2	40,000	
50930	35.2	40,000	91870	35.4	40,000	
51010	35.2	40,000	91890	35.2	40,000	
56320	35.1	40,000	91930	35.4	40,000	
57520	35.2	50,000	91950			
60000	35.2	40,000	Sub 1	35.2	40,000	
67060	35.1	40,000	Sub 2	35.2	40,000	
67700	35.1	40,000	91960	35.2	40,000	
67710	35.1	40,000				

6 (E)
1040

6 (E) Expires upon further order of the Commission.

6 Change) Decision No. 80970
 6 Reduction)

EFFECTIVE

Correction

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

SECTION 2-B--TRUCKLOAD CLASSES (RATINGS) AND MINIMUM WEIGHTS WHICH ARE EXCEPTIONS TO THE CC						ITEM
ARTICLES as described in the following items of the Governing Classification, viz.:						
ITEM	TL RATING	TL MINIMUM WEIGHT	ITEM	TL RATING	TL MINIMUM WEIGHT	
91970	35.2	40,000	169690	35.4	650,000	6(E) 1050
105900	35.3	50,000	169710	35.4	650,000	
112320	35.1	40,000	170590	35.3	40,000	
112360	35.1	40,000	176520	35.2	40,000	
Δ113200	35.4	40,000	182360	35.2	40,000	
133520	35.2	40,000	182420	35.2	40,000	
151390	35.2	40,000	182620	35.3	40,000	
Sub 7						

6(E) Expires upon further order of the Commission.

6 Change)
 6 Reduction)
 Δ Change, neither increase)
 nor reduction)

Decision No. 80970

EFFECTIVE

Correction

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SAN FRANCISCO, CALIFORNIA.