

ORIGINAL

Decision No. 81033

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Emery Air Freight Corporation under the Shortened Procedure Tariff Docket to revise California Intra-state Airfreight Tariff No. 1, Cal.P.U.C. No. 6, by cancelling a rule on Special Handling Service and adding a rule for VIP Service.	)	
	)	
	)	Shortened Procedure
	)	Tariff Docket
	)	Application No. 53690
	)	(Filed November 13, 1972)
	)	

OPINION AND ORDER

By this application, Emery Air Freight Corporation seeks authority to amend Rule No. 135 of its California Intra-State Airfreight Tariff No. 1, Cal.P.U.C. No. 6, by cancelling the provisions therein on Special Handling Service and, in lieu thereof, establishing provisions for VIP Service.

Applicant states that the new VIP Service is an expanded service for customized handling of urgent shipments where the customer requesting the service is provided individual truck pickup or delivery as well as immediate forwarding of shipments on the earliest available airline flight. Applicant avers that it has specified personnel at each office who would oversee and route the shipments to assure the fastest delivery possible. Applicant alleges that VIP Service has been in effect on interstate shipments since September 1972 and that some of its customers desire to use such service on their intrastate shipments within California.

Applicant asserts that the proposed publication would provide uniform tariff provisions for interstate and intrastate transportation. Applicant contends that no price increase would result from the proposed publication since the present rule on Special Handling Service has not been used since the date it was published in 1969.

The application was listed on the Commission's Daily Calendar of November 15, 1972. No objection to the granting of the application has been received.

Commission staff analysis discloses that Special Handling Service provides for pickup of freight within 45 minutes of the time the call is received by the carrier, prompt forwarding of the shipment and delivery within 90 minutes of the arrival time of the shipment at the destination airport. The proposed VIP Service would provide special pickup, special delivery and special forwarding service as need may be to afford the fastest possible transit time or to meet a delivery deadline requirement. VIP Service would also apply to a greater number of pickup and delivery points than Special Handling Service. The higher charges for VIP Service are required to offset the additional costs that would be incurred by the carrier in performing said service. The staff recommends that the application be granted by ex parte order.

In the circumstances, the Commission finds that increases resulting from the proposal herein are justified. A public hearing is not necessary. The Commission concludes that the application 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. Emery Air Freight Corporation is hereby authorized to amend its California Intra-State Airfreight Tariff No. 1, Cal.P.U.C. No. 6, as specifically proposed in the application.

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 five days after the effective date of this order on not less than five 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 Diego, California, this 6th day of February, 1973.

Vernon L. Sturgeon  
President  
William J. Lyons  
John J. Lyons  
John J. Lyons  
Commissioners