

ORIGINAL

Decision No. 81091

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of BUCKS TRUCKS, for
authority to deviate from the
minimum rate for transportation
of natural almond meal,
Item 141720, for California
Almond Growers Exchange, pursuant
to provisions of PUC Section 3666.)

Application No. 53520
(Filed August 11, 1972)

Naranjan S. "Jack" Heer, Attorney at Law, for
Bucks Trucks, applicant.
Arthur D. Maruna, H. Hughes, and A. D. Poe,
Attorney at Law, for California Trucking
Association, interested party.
Joseph Alvarez, for the Commission staff.

O P I N I O N

By Decision No. 80557 dated October 3, 1972 in Application No. 53520, Bucks Trucks, applicant, was granted ex parte authority, pending public hearing, to charge less than the otherwise governing minimum rates for the transportation of natural almond meal between Union City and Sacramento for the California Almond Growers Exchange. The interim authority is scheduled to expire April 3, 1973.

Public hearing was held before Examiner Gagnon at San Francisco on January 15, 1973. Applicant's owner-president testified and presented operating cost and revenue data in support of the sought relief. Extension of the interim authority granted by Decision No. 80557 is not opposed.

Minimum Rate Tariff 2 names a Class 70 distance rate of 77 cents per 100 pounds, minimum weight 30,000 pounds, for the transportation of natural almond meal between Union City and

Sacramento. A Central Coastal Territory surcharge of \$2.85 per shipment is also applicable to such transportation. In lieu of the aforementioned Class 70 minimum rate applicant desires to assess the Class 35.2 distance rate in effect at time of shipment subject to a per truckload minimum weight of 40,000 pounds and the Central Coastal Territory surcharge.¹

Applicant's president explained the favorable transportation conditions experienced by Bucks Trucks in the one-way and round-trip movement of natural almond meal between Union City and Sacramento for the California Almond Growers Exchange. The witness also presented a summary of the revenue and operating cost experiences of Bucks Trucks under the interim authority granted by Decision No. 80557. The operating revenue and cost data show that the transportation performed under applicant's present interim authority is profitable.

The Commission finds that applicant's sought continuation of its current interim authority is reasonable. The authority should be clarified, however, so as to clearly indicate that the Minimum Rate Tariff 2 Class 35.2 distance rate in effect at time of shipment shall apply in lieu of the otherwise governing minimum rate. We conclude that the temporary authority granted by Decision No. 80557, as amended by the order herein, should be extended. Since transportation conditions may change, the extended authority should be made subject to an expiration date of approximately one year.

O R D E R

IT IS ORDERED that:

1. Bucks Trucks, a corporation, is authorized to transport natural almond meal for the California Almond Growers Exchange between Union City and Sacramento at a rate less than the applicable

¹ The Class 35.2 distance class rate currently in effect between Union City and Sacramento is 48 cents per 100 pounds.

minimum rate named in Minimum Rate Tariff 2, but not less than the Class 35.2 distance rate, minimum weight 40,000 pounds per unit of equipment used, and applicable Central Coastal Territory surcharge.

2. The authority granted herein is in lieu of the interim relief granted by Decision No. 80557 and shall expire March 31, 1974 unless sooner canceled, modified, or extended by order of the Commission.

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 23rd day of FEBRUARY, 1973.

Vernon L. Stinger
President
William J. Squires
Robert J. Squires
Thomas J. Squires
Donald J. Squires
Commissioners