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ORIGINAL

Decision No. 81440

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Apex Bulk Commodities, a corporation, for authority to deviate from the otherwise applicable minimum rates in the transportation of Silica sand, soda ash and limestone for the accounts of Thatcher Glass Manufacturing Company, Kerr Glass Manufacturing Corporation, Ball Corporation and Glass Containers Corporation.

Application No. 53616
(Filed September 27, 1972)

SECOND INTERIM OPINION AND ORDER

Decision No. 80754 dated November 21, 1972 in this proceeding authorized Apex Bulk Commodities, a highway permit carrier, to assess less than the established minimum rates for the transportation of silica sand from the Mission Viejo plant of Owens-Illinois Glass Company (near San Juan Capistrano) to various locations, and for the transportation of limestone and soda ash. The service is for Thatcher Glass Manufacturing Company, Ball Corporation, Kerr Glass Manufacturing Corporation, and Glass Containers Corporation.

The interim authority was subject to further review at a public hearing, and was scheduled to expire May 21, 1973, unless sooner modified or extended.

Applicant requests that its interim authority to transport silica sand from Mission Viejo and to transport limestone from Lucerne Valley for Thatcher Glass be deleted, and that the interim authority be extended for a further period, subject to further review at a public hearing.

Applicant's request appears reasonable and should be granted. In order to afford applicant an opportunity to present evidence at a public hearing, interim authority, modified as requested, will be extended for an additional six-month period.

IT IS ORDERED that:

1. Apex Bulk Commodities is authorized to charge less than the minimum rates established by this Commission for the transportation of soda ash and limestone, in bulk, in dump truck equipment for Thatcher Glass Manufacturing Company and Kerr Glass Manufacturing Corporation, but not less than the rates set forth in Appendix A attached hereto and made a part hereof.

2. The authority granted herein shall expire six months after the effective date of this order unless sooner canceled, modified, or extended by order of the Commission.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 30th
day of MAY 4, 1973.

Vernon L. Spencer
President
William J. Grogan Jr.
William J. Grogan Jr.
William J. Grogan Jr.
William J. Grogan Jr.
Commissioners

APPENDIX A

APEX BULK COMMODITIES

Applicant is authorized to transport soda ash and limestone, in bulk, in dump truck equipment, from and to the points and at the rates named as follows:

A. For the account of Thatcher Glass Manufacturing Company:

- (1) Soda ash, from Trona and West End to the said plant of Thatcher Glass Manufacturing Company at Saugus at a rate of \$4.75 per ton, 28 tons minimum weight.
- (2) Limestone, from Colton to said plant of Thatcher Glass Manufacturing Company at Saugus at a rate of \$2.68 per ton, 28 tons minimum weight.

B. For the account of Kerr Glass Manufacturing Corporation:

Limestone, from Colton to the said plant of Kerr Glass Manufacturing Corporation at Santa Ana at a rate of \$2.08 per ton, 28 tons minimum weight.

(END OF APPENDIX A)