

ORIGINAL

Decision No. 81505

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 relating)
to the transportation of uncrated)
new furniture (commodities) for)
which rates are provided in Minimum)
Rate Tariff 11-A).)

Case No. 5603
(Petition for Modification
No. 105)

SUPPLEMENTAL OPINION AND ORDER

By Decision No. 80142 in this proceeding, National Motor Freight Classification A-12 replaced National Motor Freight Classification A-11 as the governing classification for the minimum rates named in Minimum Rate Tariff 11-A for the statewide transportation of uncrated new furniture by highway carriers.¹ This transition in the aforementioned classifications was made only for the purpose of minimizing the difficulties which accompany excessive supplementation of tariff material.

It has come to the Commission's attention that the relationship between the classifications on certain articles of uncrated new furniture was not maintained as intended by Decision No. 80142 in accomplishing the involved transition.

In the circumstances, the Commission finds that the aforementioned relationship between the classifications on uncrated new furniture should be restored to reflect the intent of Decision No. 80142. A public hearing is not necessary. The Commission

¹ National Motor Freight Classification A-13 superseded National Motor Freight Classification A-12 effective January 19, 1973. The provisions pertaining to uncrated new furniture were reissued in the former classification without change.

concludes that Minimum Rate Tariff 11-A should be amended accordingly.

IT IS ORDERED that:

1. Minimum Rate Tariff 11-A (Appendix A of Decision No. 50114, as amended) is hereby further amended by incorporating therein, to become effective on July 19, 1973, Second Revised Page 8-A, 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. 50114, 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 or 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 tenth day after the effective date of this order on not less than ten days' notice to the Commission and to the public; such tariff publications as are required shall be made effective not later than July 19, 1973; and as to tariff publications which are authorized but not required, the authority herein granted shall expire unless exercised within sixty days after the effective date hereof.
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. 50114, as amended, shall remain in full force and effect.

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

Dated at San Francisco, California, this 19th day of June, 1973.

Yaron L. Sturgen
President
William J. Vukasin, Jr.
[Signature]
[Signature]
Commissioners

Commissioner J. P. Vukasin, Jr., being necessarily absent, did not participate in the disposition of this proceeding.

SECTION NO. 1--RULES (Continued)		ITEM
<p>EXCEPTIONS TO APPLICATION OF THE GOVERNING CLASSIFICATION</p> <p>(Numbers within parentheses immediately following commodities shown below refer to such commodities as they are described in the corresponding item numbers of the Governing Classification.)</p> <p>The determination of the applicable rate column (A or B) specifically set forth herein supersedes that resulting from application of the Governing Classification (Notes 2, 3 and 4 in Items 400 and 405; Notes 3, 4 and 5 in Item 410):</p>		
COMMODITIES	COLUMN	
<p>*Furniture as described in Items 80000, 80020, 80470, 81200, 81250, 81465, 81500, 81840, 81970, 82120 and 82130 (Sub 1 and Sub 3) of the Governing Classification-----</p> <p>Buffets, SU; Buffet Servers, SU; Cellarettes; China Cabinets (closets), SU, other than Kitchen Cabinets; China Decks, SU; China Tops, SU; Console Cabinets; Credenzas, cabinet or chest-type; Curio Cabinets, SU; Dry Sinks; Hutches; or Sideboards (80080)-----</p> <p>Chaise Lounges, Couches, Davenports, Daybeds, Divans, Lounges, Love Seats, Settees, Sofas, Sofa-beds or Tete-a-tetes; upholstered, other than aluminum, dual-purpose (80865)-----</p> <p>Tables, NOI, wooden, KD (82130, Sub 2) (See Note)-----</p> <p>NOTE: Also applies on Tables, as described, when shipped with legs, wings and leaves attached (not loose).</p>	<p>A</p> <p>B</p> <p>B</p> <p>B</p>	<p>155</p>
<p>GROSS WEIGHT</p> <p>Charges shall be assessed on the gross weight of the shipment. Such weight shall not include the weight of pads, blankets, dollies, hand trucks or other carrier equipment.</p>		160
<p>RATES BASED ON VARYING MINIMUM WEIGHTS</p> <p>When the charges accruing on a shipment based upon actual weight exceed the charges computed upon a rate based upon a greater minimum weight, the latter shall apply. For the purpose of applying this item to a mixed shipment, deficiency between actual weight of the shipment and the greater minimum weight shall be computed at the rate applicable to the lowest rated commodity in the shipment.</p>		170
<p>UNITS OF MEASUREMENT TO BE OBSERVED</p> <p>Rates or charges shall not be quoted or assessed by carriers based upon a unit of measurement different from that in which the minimum rates and charges in this tariff are stated.</p>		180
<p>* Addition, Decision No. 81505</p>		
EFFECTIVE		
<p>Correction</p> <p>ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.</p>		