

ORIGINAL

Decision No. 81676

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 any and all)
 commodities between and within all)
 points and places in the State of)
 California (including, but not)
 limited to, transportation for which)
 rates are provided in Minimum Rate)
 Tariff No. 2).)

Case No. 5432
 (Petitions for Modification
 Nos. 713, 715 and 719)

ORDER VACATING ORDER PARTIALLY SUSPENDING DECISIONS

In view of the Executive Order of the President of the United States, announced June 13, 1973, imposing a freeze on price increases for sixty days, rate increases authorized by Decisions Nos. 81368 and 81435 in the above-entitled proceedings which could or would have become effective within such sixty-day period were suspended until further order of the Commission by Decision No. 81513.

Inasmuch as the aforementioned freeze on price increases will expire with August 12, 1973, the rates authorized by the aforementioned decisions and suspended by Decision No. 81513 should become effective August 13, 1973. In the circumstances, Decision No. 81513 will be vacated and set aside to the extent indicated in the ensuing order.

IT IS ORDERED that:

1. Decision No. 81513 is hereby vacated and set aside effective August 13, 1973, insofar as it pertains to Decisions Nos. 81368 and 81435.
2. Minimum Rate Tariff 2 (Appendix D to Decision No. 31606, as amended) is further amended by incorporating therein Eighteenth Revised Page 15-B and Tenth Revised Page 44-C to become effective August 13, 1973, which pages are attached hereto and by this reference made a part hereof.

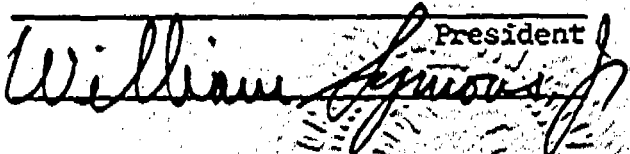
3. Tariff publications required or authorized to be made as a result of the order herein may be made effective not earlier than August 13, 1973, on one day's notice to the Commission and to the public.

4. Common carriers, in establishing and maintaining the rates 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 rates 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. 31606, as amended, shall remain in full force and effect.

This order is effective on the date hereof.

Dated at San Francisco, California, this 31st day of July, 1973.


President



Commissioners

Commissioner Vernon L. Sturgeon, being necessarily absent, did not participate in the disposition of this proceeding.

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

MINIMUM RATE TARIFF 2

SECTION 1--RULES OF GENERAL APPLICATION (Continued)	ITEM
<p style="text-align: center;">EMPTY PALLET RETURN</p> <p>SECTION 1--The provisions of this section apply only in connection with shipments of commodities named in paragraph (c) and shipments transported under provisions of Items 316, 320, 320-1, 335.5, 338, 345, 350, 390 and 6544.</p> <p>(a) When palletized shipments are transported at rates subject to minimum weights of 10,000 pounds or more, empty pallets may be transported without charge for distances not exceeding 75 constructive miles when returning to the point of origin of an outbound palletized shipment or when transported for a returning palletized shipment subject to the provisions of Notes 1, 2, 3 and 4, below:</p> <p>NOTE 1--Palletized shipments must be loaded by consignor and unloaded by consignee with power equipment, furnished and used without expense to the carrier.</p> <p>NOTE 2--Shipper must indicate on the bill of lading that palletized shipments were loaded onto carrier's equipment with power equipment operated by personnel furnished by the shipper. Consignee must indicate on carrier's delivery receipt that the palletized shipments were removed from carrier's equipment with power equipment operated by personnel furnished by the consignee.</p> <p>NOTE 3--Bills of lading covering the shipments of returning empty pallets shall identify the palletized shipments. Bills of lading covering returning palletized loads shall identify the shipments of empty pallets.</p> <p>NOTE 4--For purposes of applying the provisions of this section, the terms "pallets" or "empty pallets" means wooden pallets as described in Item 150390, Sub 4, of the Governing Classification, without bodies, enclosures, ends, sides, stakes, standards or stacking posts.</p> <p>(b) Carriers must assess provisions of Section 2 of this Item or other provisions of this tariff, as applicable, under conditions set forth in Notes 1, 2 and 3, below:</p> <p>NOTE 1--If immediately upon receipt of a palletized shipment consignee fails to provide carrier with up to a like number of empty pallets for return to point of origin of the palletized shipment.</p> <p>NOTE 2--When empty pallets are furnished by consignee and forwarded to point of origin of a palletized shipment, if consignor immediately upon receipt of the empty pallets fails to provide carrier with a palletized shipment containing up to a like number of pallets loaded for shipment to consignee at point of origin of the empty pallets.</p> <p>NOTE 3--For transportation of all empty pallets exceeding the number authorized under provisions of Notes 1 or 2 of paragraph (b).</p> <p>(c) When palletized shipments of Toilet Preparations, NOI (as described in Item 59420 of the Governing Classification), Aluminum Foil, NOI (as described in Item 71720 of the Governing Classification) or commodities described in Items 360 or 732 of this tariff are transported at class rates named in Section 2 of this tariff subject to minimum weights of 10,000 pounds or more, the empty pallets may be transported under provisions of paragraphs (a) and (b) of this section.</p> <p>SECTION 2--Subject to the provisions of Item 291 of this tariff, shipments of empty pallets as described below, when not subject to the provisions of Section 1 of this Item and when returning to the point of origin of an outbound palletized shipment or when transported for a return palletized shipment, are subject to the following exception to the Governing Classification:</p> <p style="padding-left: 40px;">Wooden pallets as described in Item 150390, Sub 4, of the Governing Classification, without bodies, enclosures, ends, sides, stakes, standards or stacking posts:</p> <p style="padding-left: 80px;">Less truckload-----50% of Class 55 (1)</p> <p style="padding-left: 80px;">(1) Subject to a minimum rate of 46 cents per 100 pounds.</p>	<p style="text-align: center;">45</p>
<p>Change) Increase) Decision No. 81676 Reduction)</p>	
EFFECTIVE AUGUST 13, 1973	
ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA	

Correction

SECTION 2--CLASS RATES (Continued)

ITEM

SHIPMENT CHARGES--METROPOLITAN LOS ANGELES AREA
(Applies only to shipments having both point of origin and point
of destination in the Metropolitan Los Angeles Area.)
(See Notes 1, 2, 3 and 4)

Charges on shipments weighing less than 1,000 pounds

Weight of Shipment (In Pounds)		Charge in Cents	
Over	But Not Over	Col. A (1)	Col. B (2)
0	25	440	310
25	50	535	350
50	75	615	395
75	100	685	425
100	150	820	500
150	200	960	600
200	250	1100	685
250	300	1200	785
300	400	1425	885
400	500	1585	885
500	600	1735	885
600	700	1885	885
700	800	2040	885
800	900	2190	885
900	But less than 1,000 pounds.	2350	885

NOTE 1--For commodities rated over Class 100 in the Governing Classification, the shipment charge shall be the charge stated above for the weight of the shipment multiplied by the applicable rating.

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NOTE 2--Charges in this item will not apply to shipments made under the provisions of Item 265, Parcel Deliveries.

NOTE 3--For shipments having point of origin or point of destination on a wharf, the shipment charge shall be that charge determined under other provisions of this item, plus 110 cents per shipment.

oo NOTE 4--(Exception to paragraphs 2, 3 and 5 of Item 90 - Mixed Shipments) When provisions of this item are applied to a shipment consisting of articles subject to different ratings, the following shall apply:

(a) When 10 percent or less of the weight of the shipment consists of articles rated above Class 100, the shipment charge shall be computed at 125 percent of the charge in Column A or Column B.

(b) When more than 10 percent, but less than 30 percent of the weight of the shipment consists of articles rated above Class 100, and none of the articles is rated above Class 200, the shipment charge shall be computed at 150 percent of the charge in Column A or Column B.

(c) When more than 10 percent of the weight of the shipment consists of articles rated above Class 100 and one or more of the articles in the shipment is rated above Class 200, or when more than 30 percent of the weight of the shipment consists of articles rated above Class 100, the entire shipment shall be subject to the highest rating of any commodity in the shipment.

(1) Applicable only on shipments not subject to Col. B.

(2) Applicable only on shipments subject to Pool Shipments in Item 179-1.

o Change)
o Increase) Decision No.
o Reduction)

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SAN FRANCISCO, CALIFORNIA.