

Decision No. 81699**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

| | | |
|---------------------------------------|---|------------------------|
| Application of Western Motor Tariff |) | |
| Bureau, Inc. under the Shortened |) | |
| Procedure Tariff Docket to publish |) | Shortened Procedure |
| for and on behalf of Garrett |) | Tariff Docket |
| Freightlines, Inc., tariff provisions |) | Application No. 53953 |
| resulting in increases because of |) | (Filed April 10, 1973) |
| proposed cancellation of specific |) | |
| commodity rates published under |) | |
| alternative application. |) | |

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc. (WMTB), seeks authority, on behalf of Garrett Freightlines, Inc. (GFL), to cancel the carrier's participation in certain rail competitive rates in one of its tariffs.¹

Applicant states that GFL has reviewed its records and has determined that it is moving no traffic under the rates proposed to be cancelled. Applicant declares that GFL lost this traffic to competing motor carriers and contends that its proposal would have no effect on the shipping public since other carriers participate in the aforementioned rates in Tariff No. 109.

Applicant asserts that increases resulting from the proposal herein would not increase the California intrastate gross revenue of GFL by as much as one percent.

¹These rates apply to the transportation of synthetic plastic materials and soap and related items from, to or between points in central and southern California. They are set forth in detail in Items 1906, 2095, 2098, 2100 and 2105 of Local, Joint and Proportional Freight and Express Tariff No. 109, Cal.P.U.C. No. 13, of WMTB. Concurrently with the cancellation of such rail competitive commodity rates, applicant proposes to cancel the carrier's participation from WMTB Rail Freight Station List No. 1-A, Cal.P.U.C. No. 16, and Railhead Pickup or Delivery Limits and Switching Limits Tariff No. 117, Cal.P.U.C. No. 27.

The application was listed on the Commission's Daily Calendar of April 12, 1973. No objection to the granting of the application has been received.

In the circumstances, the Commission finds that increases resulting from cancellation of the rates, as proposed, 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. Western Motor Tariff Bureau, Inc., is hereby authorized on behalf of Garrett Freightlines, Inc. to cancel its participation in Western Motor Tariff Bureau, Inc. Local, Joint and Proportional Freight and Express Tariff No. 109, Cal.P.U.C. No. 13; Rail Freight Station List No. 1-A, Cal.P.U.C. No. 16; and Railhead Pickup or Delivery Limits and Switching Limits Tariff No. 117, Cal.P.U.C. No. 27, as specifically proposed in the application.

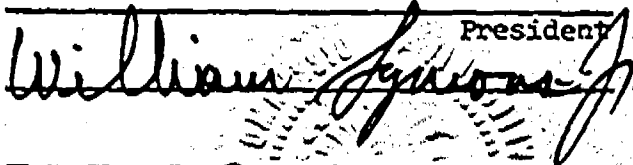
2. Tariff publications authorized to be made as a result of the order herein shall be filed not earlier than the effective date of this order and may be made effective not earlier than August 13, 1973, on not less than one day's notice to the Commission and to the public.

3. The authority herein granted shall expire unless exercised within ninety days after the effective date of this order.

A. 53953 - JW *

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.