

ORIGINAL

Decision No. 81732

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 Illinois-)	Tariff Docket
California Express, Inc., and all)	Application No. 53995
other carriers as shown in Exhibit)	(Filed April 27, 1973)
"A", tariff provisions resulting in)	
an increase because of the proposed)	
cancellation or amendments to)	
certain specific exception ratings.)	

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., seeks authority, on behalf of five highway common carriers,¹ to cancel their participation from certain exception ratings in its Exception Sheet No. 1-A, Cal.P.U.C. No. 18.² Applicant also seeks to amend the participation of System 99 in the exception rating on onions and potatoes in the aforementioned tariff so that such rating would apply within a defined Imperial Valley Territory instead of on a statewide basis.

Applicant states that there has been no movement of dairy products in the past several years by the carriers involved and System 99 has transported onions and potatoes only between points in Imperial Valley Territory in the last two years. Applicant avers that movements of the other commodities have been infrequent and the proposed cancellation of the involved ratings is not intended to be a revenue producing provision but a measure of

¹These carriers are: California Motor Express, Ltd., Illinois-California Express, Inc., Key Transport, Incorporated, Nielsen Freight Lines and Pacific Motor Trucking Company.

²The exception ratings apply on empty carriers returning, corpses, concrete and dairy products and related articles.

protection against traffic which would result in operating losses.

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

The application was listed on the Commission's Daily Calendar of April 30, 1973. No objection to the granting of the application has been received.

In the circumstances, the Commission finds that increases resulting from the cancellation or amendment of the exception ratings, 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 the carriers listed in Exhibit A of Application No. 53995, to amend or cancel their participation in certain exception ratings in its Exception Sheet No. 1-A, Cal.P.U.C. No. 18, as specifically proposed in said application.

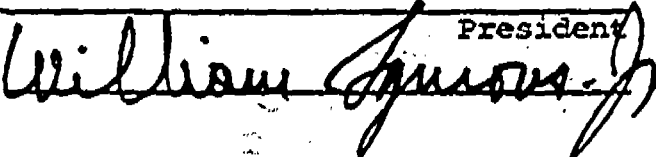

2. Tariff publications authorized to be made as a result of the order herein shall be filed not earlier than the effective date of this order and may be made effective not earlier than August 13, 1973 on not less than one day's notice to the Commission and to the public.

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

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.