

SR

Decision No. 81704

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Western Motor Tariff )  
Bureau, Inc. under the Shortened Pro- )  
cedure Tariff Docket for and on behalf )  
of Golden West Freight Lines, to )  
become a party in a rule providing )  
for exclusive use of carrier's )  
equipment which results in in- )  
creases over provisions presently )  
applicable. )

Shortened Procedure  
Tariff Docket  
Application No. 54048  
(Filed May 21, 1973)

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., seeks authority, on behalf of Golden West Freight Lines (Golden West), to include the carrier as a participant in an exclusive-use-of-equipment rule in one of its tariffs and concurrently cancel Golden West's participation in a similar rule in the same tariff.<sup>1</sup>

Golden West's current rule provides for application of a minimum charge based on the Class 55 rate for 20,000 pounds for exclusive use of a unit of equipment with a lineal loading space of 28 feet or less and a minimum charge based on the Class 35 rate for 40,000 pounds for exclusive use of a unit of equipment with a lineal loading space exceeding 28 feet. According to applicant, participation by Golden West in the other rule, as proposed, would permit the carrier to apply, when exclusive use of its equipment is required by

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<sup>1</sup>Golden West's participation would be cancelled from Item No. 289 of Western Motor Tariff Bureau, Inc., Agent, Local, Joint and Proportional Freight and Express Tariff No. 111, Cal.P.U.C. No. 15. Golden West's participation would be added to Item No. 314 in the same tariff.

the shipper, a minimum charge which varies according to the lineal feet of loading space in such equipment.<sup>2</sup>

Applicant states that the proposed minimum charges for exclusive use service would result in both increases and reductions and that such charges would be more closely related to the costs of providing this service.

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

The application was listed on the Commission's Daily Calendar of May 23, 1973. No objection to the granting of the application has been received.

In the circumstances, the Commission finds that increases resulting from amendments to the exclusive-use-of-equipment rules as proposed in the application 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 Golden West Freight Lines, to publish amendments to Items Nos. 289 and 314 of its Local, Joint and Proportional Freight

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<sup>2</sup>The rule provides for application of one of eight minimum charges for this service on a particular shipment. These minimum charges are based on specific class rates for weights ranging from 2,000 pounds for a unit of equipment with over 5 but not over 10 lineal feet of loading space to 45,000 pounds for a unit of equipment over 50 but not over 54 lineal feet of loading space.

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and Express Tariff No. 111, Cal.P.U.C. No. 15, 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.

This order is effective on the date hereof.

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

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President  
*William J. ...*

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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.