

Decision No. 81736**ORIGINAL**

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 petroleum
and petroleum products in bulk
(commodities for which rates are
provided in Minimum Rate Tariff
No. 6-A).

And Related Matters.

Case No. 5436
Petition for Modification
No. 125
(Filed August 1, 1972)

Case No. 5440
Petition for Modification
No. 80

Case No. 5604
Petition for Modification
No. 33

Case No. 8808
Petition for Modification
No. 19
(Filed August 1, 1972)

SUPPLEMENTAL OPINION AND ORDER

By Decision No. 81710 entered today in Case No. 5432
(Petition for Modification No. 710) the Commission found that col-
lection of charges provisions of various minimum rate tariffs should
be revised and concluded that amendment of Minimum Rate Tariffs 6-A,
10, 12, and 18 should be accomplished by separate order.

IT IS ORDERED that:

1. Minimum Rate Tariff 6-A (Appendix A to Decision No. 67154,
as amended) is further amended by incorporating therein, to become
effective September 15, 1973, Sixth Revised Page 12, attached hereto
and by this reference made a part hereof.

2. Minimum Rate Tariff 10 (Appendix A to Decision No. 44633, as amended) is further amended by incorporating therein, to become effective September 15, 1973, Third Revised Page 8-C, attached hereto and by this reference made a part hereof.

3. Minimum Rate Tariff 12 (Appendix A of Decision No. 50218, as amended) is further amended by incorporating therein, to become effective September 15, 1973, Second Revised Page 14, attached hereto and by this reference made a part hereof.

4. Minimum Rate Tariff 18 (Appendix B to Decision No. 72418, as amended) is further amended by incorporating therein, to become effective September 15, 1973, Second Revised Page 26, attached hereto and by this reference made a part hereof.

5. Common carriers subject to the Public Utilities Act, to the extent that they are subject to Decisions Nos. 67154, 44633, 50218, and 72418, as amended, are hereby authorized to establish in their tariffs the amendments necessary to conform with the further adjustments ordered herein.

6. Tariff publications 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, and may be made effective on not less than ten days' notice to the Commission and to the public if filed not later than sixty days after the effective date of the minimum rate tariff pages incorporated in this order.

7. Common carriers, in establishing and maintaining the amendments authorized hereinabove, are hereby authorized to depart from the provisions of Section 60 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.

8. In all other respects Decisions Nos. 67154, 44633, 50218, and 72418, as amended, shall remain in full force and effect.

The effective date of this order shall September 4, 1973.

Dated at San Francisco, California, this 14th day of AUGUST, 1973.

Vernon L. Stinson
President

[Signature]

[Signature]

Commissioners

Commissioner William Symons, Jr., being necessarily absent, did not participate in the disposition of this proceeding.

Commissioner D. W. Holmes, being necessarily absent, did not participate in the disposition of this proceeding.

SECTION 1--RULES (Continued)	ITEM
<p style="text-align: center;">COLLECTION OF CHARGES</p> <p>1. Except as otherwise provided in this item, transportation and accessorial charges shall be collected by the carriers prior to relinquishing physical possession of shipments entrusted to them for transportation.</p> <p>§ 2. Upon taking precautions deemed by them to be sufficient to assure payment of charges within the credit period herein specified, carriers may relinquish possession of freight in advance of the payment of the charges thereon and may extend credit in the amount of such charges to those who undertake to pay them, such persons herein being called debtors, for a period not to exceed 7 days, excluding Sundays and legal holidays other than Saturday half-holidays. When the freight bill covering a shipment is presented to the debtor on or before the date of delivery, the credit period shall run from the first 12 o'clock midnight following delivery of the freight. When the freight bill is not presented to the debtor on or before the date of delivery, the credit period shall run from the first 12 o'clock midnight following the presentation of the freight bill. **</p> <p>§ 3. Where the carrier has relinquished possession of freight and collected the amount of charges represented in a freight bill presented by it as the total amount of such charges, and another freight bill for additional charges is thereafter presented to the debtor, the carrier may extend credit in the amount of such additional charges for a period of 30 calendar days to be computed from the first 12 o'clock midnight following the presentation of the subsequently presented freight bill. **</p> <p>§ 4. Freight bills for all transportation and accessorial charges shall be presented to the debtors within 7 calendar days from the first 12 o'clock midnight following delivery of the freight. **</p> <p>§ 5. Debtors may elect to have their freight bills presented by means of the United States mail, and when the mail service is so used the time of mailing by the carrier, as evidenced by the postmark, shall be deemed to be the time of presentation of the freight bills. **</p> <p>6. The mailing by the debtor of valid checks, drafts, or money orders, which are satisfactory to the carrier, in payment of freight charges within the credit period allowed such debtor may be deemed to be the collection of the charges within the credit period for the purpose of these rules. In case of dispute as to the time of mailing, the postmark shall be accepted as showing such time.</p> <p>7. When the shipper has elected to use the monthly or yearly provisions of Item 510 in this tariff, carrier shall bill and collect, within seven days after the start of the transportation, a prepayment of \$3,720.00 of the charges accumulated under the provisions of Items 510, 511 and 512, as follows:</p> <p>(a) On monthly tender, such prepayment shall be deducted from the total charges accumulated during such tender, subject to the following:</p> <p>(1) When the same shipper elects to use the same unit of carrier's equipment for a subsequent monthly tender beginning within 24 hours, such prepayment shall not be deducted and shall be considered the required prepayment for said subsequent tender.</p> <p>(b) On yearly tender, such prepayment shall be deducted from the total charges accumulated during the final calendar month of such tender.</p> <p>**</p> <p>**</p>	<p>§ 120</p>
<p> § Change) § Reduction) Decision No. 81736 ** Eliminated) </p>	
EFFECTIVE	
<p>Correction</p> <p style="text-align: right;">ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.</p>	

SECTION 1--RULES (Continued)	ITEM
<p style="text-align: center;">(1) COLLECTION OF CHARGES</p> <p>(a) Except as otherwise provided in this rule, transportation and accessorial charges shall be collected by the carriers prior to relinquishing physical possession of shipments entrusted to them for transportation.</p> <p>§ (b) Upon taking precautions deemed by them to be sufficient to assure payment of charges within the credit period herein specified, carriers may relinquish possession of freight in advance of the payment of the charges thereon and may extend credit in the amount of such charges to those who undertake to pay them, such persons herein being called debtors, for a period of 7 days, excluding Sundays and legal holidays other than Saturday half-holidays. When the freight bill covering a shipment is presented to the debtor on or before the date of delivery, the credit period shall run from the first 12 o'clock midnight following delivery of the freight. When the freight bill is not presented to the debtor on or before the date of delivery, the credit period shall run from the first 12 o'clock midnight following the presentation of the freight bill. **</p> <p>§ (c) Where a carrier has relinquished possession of freight and collected the amount of charges represented in a freight bill presented by it as the total amount of such charges, and another freight bill for additional charges is thereafter presented to the debtor, the carrier may extend credit in the amount of such additional charges for a period of 30 calendar days to be computed from the first 12 o'clock midnight following the presentation of the subsequently presented freight bill. **</p> <p>§ (d) Freight bills for all transportation and accessorial charges shall be presented to the debtors within 7 calendar days from the first 12 o'clock midnight following delivery of the freight. **</p> <p>§ (e) Debtors may elect to have their freight bills presented by means of the United States mail, and when the mail service is so used the time of mailing by the carrier, as evidenced by the postmark, shall be deemed to be the time of presentation of the freight bills. **</p> <p>(f) The mailing by the debtor of valid checks, drafts, or money orders, which are satisfactory to the carrier, in payment of freight charges within the credit period allowed such debtor may be deemed to be the collection of the charges within the credit period for the purpose of these rules. In case of dispute as to the time of mailing, the postmark shall be accepted as showing such time.</p> <p style="text-align: center;">**</p> <p style="text-align: center;">**</p>	<p>6 145</p>
<p>(1) Will not apply to the transportation of property for the United States, state, county or municipal governments.</p> <p>§ Change) § Reduction) Decision No. 81736 ** Eliminated)</p>	
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<p>(1) The provisions of Item 330 will not apply to transportation of property for the United States, state, county, or municipal governments.</p> <p>§ Change) § Reduction) Decision No. 81736 ** Eliminated)</p>	
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