

Decision No. 81737**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 carrier, highway carriers
and city carriers relating to the
transportation of sand, rock, gravel
and related items (commodities for
which rates are provided in Minimum
Rate Tariffs Nos. 7 and 17-A).

Case No. 5437
Petition for Modification
No. 230
(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 collection of charges provisions of various minimum rate tariffs should be revised and concluded that amendment of Minimum Rate Tariffs 7 and 17-A should be accomplished by separate order.

IT IS ORDERED that:

1. Minimum Rate Tariff 7 (Appendix A of Decision No. 32566, as amended) is further amended by incorporating therein, to become effective September, 15, 1973, Thirteenth Revised Page 4-A, attached hereto and by this reference made a part hereof.

2. Minimum Rate Tariff 17-A (Appendix C of Decision No. 80578, as amended) is further amended by incorporating therein, to become effective September 15, 1973, First Revised Page 1-9, attached hereto and by this reference made a part hereof.

3. In all other respects Decisions Nos. 32566 and 80578, as amended, shall remain in full force and effect.

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

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

Vernon L. Sturgeon
President

[Signature]

[Signature]

[Signature]

[Signature]

Commissioners

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

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

SECTION 1--RULES (Continued)	ITEM
<p style="text-align: center;">(1) COLLECTION OF CHARGES</p> <p style="text-align: center;">(For other provisions concerning payments of overlying carriers to underlying carriers, see also Item 94.)</p> <p>(a) Except as otherwise provided in this item, transportation and accessorial charges shall be collected by the carriers prior to relinquishing possession of property entrusted to them for transportation; said charges shall be collected in cash or in the form of valid checks, drafts or money orders.</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 the freight in advance of payment of the charges thereon and may extend credit in the amount of such charges to debtors for a period not to exceed the 15th day following the last day of the calendar month in which the transportation was performed. **</p> <p>§ (c) 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>§ (d) Freight bills for all transportation and accessorial charges shall be presented to the debtors within 5 days after the last calendar day of the month in which transportation was performed. **</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>	§ 45
<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. 81737 ** Eliminated) </p>	
EFFECTIVE	
<p>Correction</p>	ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.

SECTION 1--RULES (CONTINUED)	ITEM
<p style="text-align: center;">COLLECTION OF CHARGES</p> <p>(a) Except as otherwise provided in this item, transportation and accessorial charges shall be collected by the carriers prior to relinquishing possession of property entrusted to them for transportation; said charges shall be collected in cash or in the form of valid checks, drafts or money orders (for exception concerning the amounts of payments by carriers to underlying carriers see Item 460).</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 not to exceed 15 days, excluding Sundays and legal holidays other than Saturday half-holidays following the last day of the calendar month in which the transportation was performed. **</p> <p>(c) 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 20 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 4 days after the last calendar day of the month in which transportation was performed. **</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>(g) This item not applicable to charges for transportation performed for the United States, state, county or municipal governments.</p> <p style="text-align: center;">**</p> <p style="text-align: center;">**</p>	6 260
<div style="display: flex; align-items: center;"> <div style="margin-right: 10px;"> Change) Reduction) ** Eliminated) </div> <div> Decision No. 81737 </div> </div>	
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