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Decision No. 81910

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Western Motor	)	
Tariff Bureau, Inc. under the	)	
Shortened Procedure Tariff	)	
Docket for and on behalf of	)	Shortened Procedure
California Cartage Company, Inc.	)	Tariff Docket.
to become a party in a rule	)	Application No. 54124
providing minimum charges for	)	(Filed June 25, 1973)
full utilization of carrier's	)	
equipment which results in	)	
increases over provisions	)	
presently applicable.	)	

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., (WMTB), seeks authority, on behalf of California Cartage Company, Inc. (CCC), to include the carrier as a participant in an exclusive-use-of-equipment rule in one of its tariffs.<sup>1</sup>

According to applicant, the rule provides that, when a single shipment of iron or steel articles requires the full utilization of one or more units of carrier's equipment of 35 feet or more in length, the carrier will assess the rail competitive rate named in its Local and Proportional Freight Tariff No. 101 for the involved transportation subject to a minimum charge per unit of equipment based on said rate and a minimum weight of 40,000 pounds. The rule also provides that charges for overflow freight will be at the actual weight of said overflow freight at the rate applicable to the entire shipment except that, if the overflow freight requires the full use of one trailer 24 feet or longer but less than full use of a unit of equipment, the minimum charge for the overflow freight will be one-half the charge for full use of a unit of equipment.

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<sup>1</sup>The rule is set forth in detail in Item No. 505 of WMTB Local and Proportional Freight Tariff No. 101, Cal.P.U.C. No. 4.

Applicant states that CCC is infrequently required to transport shipments which require full utilization of one or more units of carrier's equipment, but which cannot be loaded to 40,000 pounds per unit of equipment due to size, shape or cubic density. Applicant avers that the proposed participation of CCC in the aforementioned rule would more adequately compensate the carrier for the costs involved in performing such exclusive service.

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

The application was listed on the Commission's Daily Calendar of June 27, 1973. No objection to the granting of the application has been received.

In the circumstances, the Commission finds that increases which may result from participation of CCC in the exclusive-use-of-equipment rule, as proposed, are justified. A public hearing is not necessary. The Commission concludes that the application should be granted.

IT IS ORDERED that:

1. Western Motor Tariff Bureau, Inc., is hereby authorized, on behalf of California Cartage Company, Inc., to publish an amended exclusive-use-of-equipment rule in its Local and Proportional Freight Tariff No. 101, Cal.P.U.C. No. 4, as specifically proposed in the application.


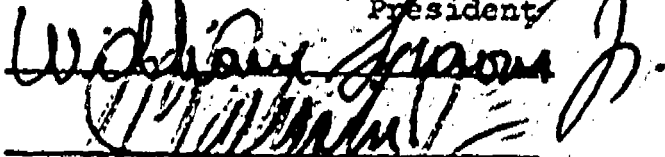
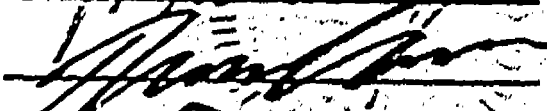

2. Tariff publications authorized to be made as a result of the order herein shall be filed not earlier than the effective date of this order and may be made effective not earlier than five days after the effective date of this order on not less than five days' notice to the Commission and to the public.

(SPT) A. 54124 - ltc

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

This order shall become effective twenty days after the date hereof.

Dated at San Francisco, California, this 25<sup>th</sup> day of September, 1973.

  
President  
  
  
  
Commissioners