

ORIGINAL

Decision No. 81911

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Stewart Drayage)
 Lines under the Shortened Pro-)
 cedure Tariff Docket to publish)
 tariff provisions resulting in)
 increases because of proposed)
 transfer of applicant's rates)
 to Western Motor Tariff Bureau,)
 Inc. from another Tariff Bureau;)
 also authority is being sought)
 under Section 491.)

Shortened Procedure
 Tariff Docket
 Application No. 54149
 (Filed July 5, 1973)

OPINION AND ORDER

By this application Stewart Drayage Lines seeks authority to cancel its participation from tariffs issued by Leland C. Smith, Agent, Pacific Motor Tariff Bureau, Inc. (PMTB)¹ and, concurrently with the proposed cancellation, to enlarge its participation in tariffs issued by Western Motor Tariff Bureau, Inc. (WMTB).² Applicant proposes not to publish for its account in the WMTB tariffs certain rail competitive rates and commodity rates which

¹ The PMTB tariffs are: Local Freight and Express Tariff No. 8-A, Cal.P.U.C. No. 1, (Series of D. W. Baker, Agent); Scope of Operations Tariff No. 9, Cal.P.U.C. No. 1, (Series of Maurice A. Owens, Agent); Freight Tariff No. 11, Cal.P.U.C. No. 2; Local Freight Tariff No. 12, Cal.P.U.C. No. 3; Exception Sheet No. 1, Cal.P.U.C. No. 4; Local Freight Tariff No. 6-F, Cal.P.U.C. No. 5; Local Freight Tariff No. 16, Cal.P.U.C. No. 7; and Local Freight Tariff No. 17, Cal.P.U.C. No. 8.

² The WMTB tariffs are: Scope of Operations and Participating Carrier Tariff No. 100, Cal.P.U.C. No. 3; Local, Joint and Proportional Freight and Express Tariff No. 111, Cal.P.U.C. No. 15; Exception Sheet No. 1-A, Cal.P.U.C. No. 18; Local Freight Tariff No. 118, Cal.P.U.C. No. 29; Distance Table No. 7, Cal.P.U.C. No. 30; and Local Freight Tariff No. 126, Cal.P.U.C. No. 33.

it now maintains in the PMTB tariffs.³

Applicant states it has determined that it would be in its best interest to consolidate its tariffs by cancelling its participation in the tariffs issued by PMTB and enlarging its participation in the tariffs issued by WMTB. Applicant asserts that it currently participates in the WMTB tariffs on joint service only and that all the inherent differences between these agency tariffs involve only local traffic.

Applicant alleges that it desires to establish the same provisions for its local service as now apply in connection with its joint service in the interest of tariff uniformity and declares that it is not moving traffic under the rates herein proposed to be canceled.

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

Copies of the application were furnished to California Trucking Association, Pacific Motor Tariff Bureau, Inc., and Western Motor Tariff Bureau, Inc. The application was listed on the Commission's Daily Calendar of July 9, 1973. No objection to the granting of the application has been received.

In the circumstances, the Commission finds that applicant's proposal is reasonable and justified. A public hearing is not necessary. The Commission concludes that the application should be granted.

³ The rates proposed to be canceled apply on various commodities between various points in northern California. They are set forth in detail in Items 1528, 1528.08, 1529, 1529.1 and 1688 of PMTB Local Freight and Express Tariff No. 8-A, Cal.P.U.C. No. 1, and Items 2030, 2040, 2050 and 2060 of PMTB Local Freight Tariff No. 6-F, Cal.P.U.C. No. 5.

IT IS ORDERED that:

1. Stewart Drayage Lines is hereby authorized to cancel its participation from tariffs issued by Leland C. Smith, Agent, Pacific Motor Tariff Bureau, Inc. and enlarge its participation in tariffs issued by Western Motor Tariff Bureau, Inc., Agent, 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.

3. The effective date of the Pacific Motor Tariff Bureau, Inc. tariff publications authorized herein shall be concurrent with the effective date of the Western Motor Tariff Bureau, Inc., tariff publications authorized herein.

4. The authority granted by the order herein 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 25th day of September, 1973.

Vernon L. Steingard
President
William J. Symons
William J. Symons
William J. Symons
William J. Symons
Commissioners