

Decision No. 82009

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
UNION PACIFIC RAILROAD COMPANY, a)	Application No. 54112
corporation, requesting approval of a)	(Filed June 19, 1973)
proposed type of seating to be)	
employed in Applicant's cabooses.)	

O R D E R

The Union Pacific Railroad Company, a corporation, on June 19, 1973, filed the above application with the Commission seeking approval of a cupola seating arrangement other than authorized by Decision No. 65243 in Application No. 45104 or required by Section 7 of General Order 114, and a conductor's seat having different dimensions than those in Section 7 of General Order 114.

The applicant contends that the proposed type seat shown in the specifications of its new prototype caboose as shown on Drawings Nos. 244-C-33458 and 244-C-33459, attached to the application and identified as "Exhibit A" provides equal or better protection and comfort than that authorized by Decision No. 65243 or required by Section 7 of General Order 114.

Additionally, Union Pacific Railroad Company requests authority to operate the CA-9 series cabooses, which do not technically comply with Decision No. 65243 in that the top of the seat cushion is higher in relation to the armrest than the distance shown on Print 404-C-1705, attached to Application No. 54104, until they are modified to meet the new overall specifications set forth in "Exhibit A" of this application. There are 89 of this series caboose which the carrier proposes to program for modification first.

The interested parties, including the United Transportation Union, take no exception to the applicant's request contingent upon the provisions as set forth in this order. A staff investigation including an inspection of the prototype caboose confirms that the proposed seats will provide equal or better protection and comfort than those authorized by Decision No. 65243 in Application 45104 or specified in Section 7 of the General Order. ✓

It appearing that a public hearing is not necessary and that the application should be granted subject to certain conditions,

IT IS ORDERED that Union Pacific Railroad Company is authorized to modify all of its pool cabooses as shown on its Drawings Nos. 244-C-33458 and 244-C-33459, and to temporarily operate its CA-9 series cabooses in California subject to the following conditions.

1. Within thirty days of the effective date of this order the backrest securing brackets in the cupola on all 89 CA-9 cabooses shall be raised to their uppermost point to permit the backrest to be adjusted to a more vertical position.
2. The 89 CA-9 cabooses shall receive priority and modification shall be completed within twenty-four months of the effective date of this order.
3. The cabooses shall be programmed for modification to include the new seating arrangement shown on the drawings referred to herein at the rate of 50 per year. The entire fleet of three hundred pool cabooses shall be so modified not later than six years from the effective date of this order.

The effective date of this order shall be twenty (20) days after the date hereof.

Dated at Los Angeles, California, this 16th day
of OCTOBER, 1973.

Vernon L. Sturgeon
President

William J. Sykes Jr.

[Signature]

Commissioners

Commissioner J. P. Vukasin, 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.