

ORIGINAL

Decision No. 82084

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Western Motor )  
 Tariff Bureau, Inc. under the )  
 Shortened Procedure Tariff )  
 Docket to publish for and on )  
 behalf of Snyder Transfer Com- )  
 pany, Inc., provisions resulting )  
 in increases because of publica- )  
 tions of a rule providing for )  
 full utilization of Carrier's )  
 Equipment, additionally author- )  
 ity is being sought under )  
 Section 491. )

Shortened Procedure  
 Tariff Docket  
 Application No. 54236  
 (Filed August 13, 1973)

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., seeks authority, on behalf of Snyder Transfer Company, Inc., (Snyder), to include the carrier as a participant in an exclusive-use-of-equipment rule in one of its tariffs and concurrently cancel Snyder's participation in two similar rules in the same tariff.<sup>1</sup>

Snyder's current rules provide for application of (1) a minimum charge based on the Class 55 rate for 20,000 pounds for exclusive use of a unit of equipment with a lineal loading space of 28 feet or less and a minimum charge based on the Class 35 rate for 40,000 pounds for exclusive use of a unit of equipment with a lineal loading space exceeding 28 feet in instances where this service is requested; and (2) a minimum charge per unit of equipment equivalent to the applicable truckload rate at the applicable minimum weight in those instances where a shipment requires the full utilization of a unit of carrier's equipment. According to applicant, participation by Snyder in the proposed

<sup>1</sup> Snyder's participation would be canceled from Items Nos. 289 and 395 of Western Motor Tariff Bureau, Inc., Agent, Local, Joint and Proportional Freight and Express Tariff No. 111, Cal. P.U.C. No. 15. Snyder's participation would be added to Item No. 298 in the same tariff.

rule would permit the carrier to apply, when exclusive use of its equipment is required by the shipper, a minimum charge which varies according to the lineal feet of loading space in such equipment.<sup>2</sup>

Applicant states that the proposed minimum charges for exclusive use service would result in both increases and reductions and that such charges would be more closely related to the cost of providing this service.

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

The application was listed on the Commission's Daily Calendar of August 14, 1973. No objection to the granting of the application has been received.

In the circumstances, the Commission finds that increases resulting from amendments to the exclusive-use-of-equipment rules as proposed in the application 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 Snyder Transfer Company, Inc., to publish amendments to Item Nos. 289, 298 and 395 of its Local, Joint and Proportional Freight and Express Tariff No. 111, Cal.P.U.C. No. 15, 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

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<sup>2</sup> The rule provides for application of one of eight minimum charges for this service on a particular shipment. These minimum charges are based on specific class rates for weights ranging from 7,000 pounds for a unit of equipment with over 5 but not over 10 lineal feet of loading space to 40,000 pounds for a unit of equipment over 43 lineal feet of loading space.

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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 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 7<sup>th</sup> day of November, 1973.

Vernon L. Sturgeon  
President  
William Squares Jr.  
J. H. Williams  
Robert G. ...  
...  
Commissioners