

ORIGINALDecision No. 82161

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 carriers, highway
carriers and city carriers relat-
ing to the transportation of any
and all commodities between and
within all points and places in
the State of California (including
but not limited to, transportation
for which rates are provided in
Minimum Rate Tariff 2).

Case No. 5432
Petition for Modification
No. 752

SUPPLEMENTAL OPINION AND ORDER
DENYING REHEARING AND AMENDING
MINIMUM RATE TARIFF 2

On November 9, 1973, California Trucking Association filed a petition for reconsideration or rehearing of Decision No. 82059 and suspension of the tariff changes ordered thereby. Petitioner contends that it sought only a revision of the exception ratings on fresh meats and its proposal, which this Commission adopted, did not include a provision that refrigeration charges lower than those currently in effect should apply to the transportation of fresh meats moving in temperature control service.

In reconsidering this matter, the Commission finds that petitioner's contention is correct and the refrigeration charges which are currently in effect for the transportation of fresh meats moving in temperature control service should be applied to such transportation under the revised exception ratings authorized by Decision No. 82059. A public hearing is not necessary. The Commission concludes that Minimum Rate Tariff 2 should be amended accordingly.

IT IS ORDERED that:

1. Minimum Rate Tariff 2 (Appendix D of Decision No. 31606, as amended) is further amended by incorporating therein to become effective November 30, 1973, Fourth Revised Page 22-B, First Revised Page 22-C and First Revised Page 22-D attached hereto and by this reference made a part hereof.

2. Tariff publications required or authorized to be made by common carriers as a result of the order herein may be filed and made effective not earlier than November 29, 1973, on not less than one day's notice to the Commission and to the public; such tariff publications as are required shall be made effective not later than November 30, 1973; and as to tariff publications which are authorized but not required, the authority shall expire unless exercised within sixty days after the effective date of this order.

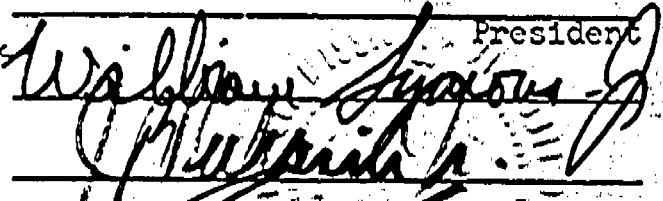
3. Common carriers, in establishing and maintaining the amendments authorized hereinabove, are hereby authorized to depart from the provisions of Section 460 of the Public Utilities Code to the extent necessary to adjust long- and short-haul departures now maintained under outstanding authorizations, such outstanding authorizations are hereby modified only to the extent necessary to comply with this order, and schedules containing the amendments published under this authority shall make reference to the prior orders authorizing long- and short-haul departures and to this order.

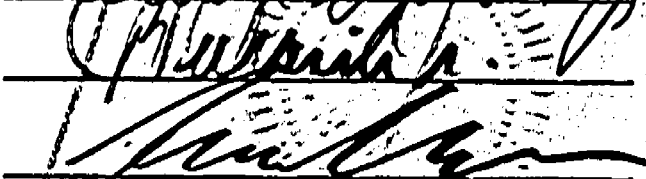
4. In all other respects Decision No. 31606, as amended, shall remain in full force and effect.

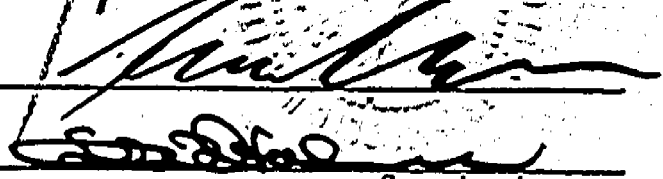
C-5432 CD

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 20th day of
NOVEMBER, 1973.



President




Commissioners

Commissioner Vernon L. Sturgeon, being
necessarily absent, did not participate
in the disposition of this proceeding.

SECTION 1--RULES OF GENERAL APPLICATION (Continued)

ITEM

TEMPERATURE CONTROL SERVICE
APPLICATION OF RATES (Concluded)
(Applies to the transportation of all shipments accorded
Temperature Control Service as defined in Item 185.)
(Items 185 and 185-1)

7. Temperature control service shall be subject to the following minimum charges
(See Note):

Weight of Shipment	Minimum Charges in Cents per Shipment	
	Chilled Temperature Control Service	Frozen Temperature Control Service
50 pounds or less-----	54	80
More than 50 pounds-----	80	107

NOTE.--The minimum charges provided herein shall be in addition to the minimum charges set forth in Items 150 and 530.

8. Rates for temperature control service shall be determined as follows:
- Determine the applicable class or commodity rate or rates named in Section 2 or 3 of this tariff for the shipment in question, and
 - Increase the rate or rates so determined as follows:
 - Chilled Temperature Control Service:**
Find, under Column A of the conversion table in Items 187, 187-1, 187-2 and 187-3, the applicable class or commodity rate named in the tariff for the transportation involved (exclusive of the service of temperature control). The rate to be applied (inclusive of the service of temperature control) will be found opposite thereto under Column B.
 - Frozen Temperature Control Service:**
Find, under Column A of the conversion table in Items 187, 187-1, 187-2 and 187-3, the applicable class or commodity rate named in the tariff for the transportation involved (exclusive of the service of temperature control). The rate to be applied (inclusive of the service of temperature control) will be found opposite thereto under Column C.
 - Except as provided herein or in items making reference hereto, the provisions of paragraph (b) shall not apply to rates or charges provided in Section 1 of the tariff, nor to accessorial charges named in Sections 2 and 3 of the tariff.
 - On continuous through movements on which charges are obtained by the use of combinations of separately stated rates in this tariff, the rates shall be combined before increasing as provided in paragraph (b) hereof.

6
185-1

6 Change, Decision No. 82161

EFFECTIVE

Correction

ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA,
SAN FRANCISCO, CALIFORNIA.

SECTION 1--RULES AND REGULATIONS OF GENERAL
APPLICATION (Continued)FIRST REVISED PAGE 22-D
CANCELS
ORIGINAL PAGE 22-D

* Items 186 and 186-1 canceled.

* Change, Decision No. 82161

EFFECTIVE

Correction

ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA,
SAN FRANCISCO, CALIFORNIA.