

ORIGINAL

Decision No. 82486

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 relating)
 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 No. 2).

Case No. 5432
 (Petition for Modification
 No. 774)

Case No. 5439
 (Petition for Modification
 No. 195)

And Related Matters)

Case No. 5441
 (Petition for Modification
 No. 282)

OPINION AND ORDER

Minimum Rate Tariffs 1-B, 2, 9-B and 19 respectively name minimum rates and rules for the transportation of general commodities by highway carriers between points in the East Bay Drayage Area, California statewide, the San Diego Drayage Area and the City of San Francisco. By the above petitions, California Trucking Association seeks to have the pool shipment provisions in the aforementioned tariffs revised.¹

Petitioner states that a pool lot or pool shipment is typically a shipment consisting of two or more component parts which are for reshipment to two or more points of destination. Petitioner alleges that services of unloading or segregating are usually performed some time during the distribution cycle of such shipments and each minimum rate tariff provides more specific definitions of the terms, pool lot or pool shipment. Petitioner avers that

¹ The proposed revisions are set forth in detail in Exhibit A attached to the petitions.

tariff items naming charges for unloading and segregating such shipments and for other services related thereto have been developed to reflect the cost of performing such services within the prescribed territory.

Petitioner declares that questions have arisen concerning the extent to which some pool shipment charges are applicable when the ultimate destination is located outside of the territory within which unloading or segregating is performed and cites the provisions of Item 230 of MRT 9-B which limit the application of the charges for unloading and segregating "pool lots" within the San Diego Drayage Area to shipments that are destined to points in said area. Petitioner declares that these limitations create uncertainty as there exists a potential conflict with the definition of pool lot which includes, in part, a description of freight for delivery or reshipment to "one or more points in the San Diego Drayage Area and one or more points outside thereof."

Petitioner asserts that its proposal would promote certainty of tariff application and minimize the existing potential for discrimination through application of different levels of pool shipment rates. Petitioner states that the proposed revisions of the pool shipment provisions would be in the best interests of affected shippers and carriers.

Copies of the petitions were mailed to various carrier and shipper associations and other interested parties on or about October 30, 1973. The petitions were listed on the Commission's Daily Calendar of November 1, 1973. No objections to the granting of the petitions have been received.

In the circumstances, the Commission finds that petitioner's proposals are reasonable and will clarify the application of the provisions regarding pool shipments in Minimum Rate Tariffs 1-B, 2, 9-B and 19. A public hearing is not necessary. The Commission concludes that the petitions should be granted. In order to avoid duplication of tariff distribution, the amendments to Minimum Rate Tariff 2 will be provided in the ensuing order and

the revisions in the other minimum rate tariffs will be made by separate order.

IT IS ORDERED that:

1. Minimum Rate Tariff 2 (Appendix D to Decision No. 31606, as amended) is further amended by incorporating therein, to become effective March 9, 1974, First Revised Page 21-CC and Fourth Revised Page 21-CCC attached hereto and by this reference made a part hereof.

2. Common carriers subject to the Public Utilities Act, to the extent that they are subject to Decision No. 31606, as amended, are directed to establish in their tariffs the amendments necessary to conform with the further adjustments ordered by this decision.

3. Tariff publications required or authorized to be made by common carriers as a result of this order shall be filed not earlier than the effective date of this order and may be made effective not earlier than the first day after the effective date of this order 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 March 9, 1974; 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.

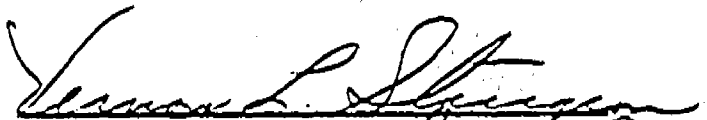
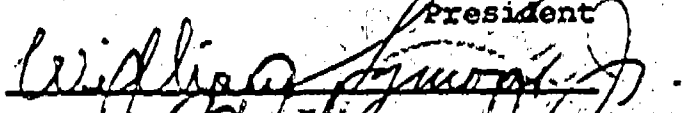



4. Common carriers, in establishing and maintaining the amendments authorized hereinabove, are hereby authorized to depart from the provisions of Section 460 of the Public Utilities Code to the extent necessary to adjust long- and short-haul departures now maintained under outstanding authorization; 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.

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

The effective date of this order shall be March 4, 1974.

Dated at San Francisco, California, this 20th day of February, 1974.


President




Commissioners

SECTION 1--RULES OF GENERAL APPLICATION (Continued)		ITEM																				
<p style="text-align: center;">POOL SHIPMENTS--METROPOLITAN LOS ANGELES AREA (Items 179-1 and 179-2)</p> <p style="text-align: center;">(Subject to rates provided in Items 179-2 and 530)</p> <p style="text-align: center;">**</p> <p>1. The rates in Items 179-2 and 530 shall apply for the services of unloading and segregating, and/or delivery of shipments or shipment components which are parts of pool shipments, whether performed entirely with carrier's equipment, or partly with truck equipment containing pool shipments tendered to the carrier.</p> <p>2. Shipments (component parts of pool shipments), received by the carrier during a single 24 hour period in different rail cars or units of motor carrier equipment, may be combined by the carrier for delivery at one time.</p> <p>3. When rail car or truck equipment is unloaded and segregated and deliveries made from carrier's established depot, constructive mileage shall be determined from the mileage basing point of the Metropolitan Zone Group, which contains the Metropolitan Zone within which the carrier's established depot is located. For Los Angeles Metropolitan Zone Group Descriptions and mileage basing points see Pages 237 and 238 of the Distance Table.</p> <p>4. The rates in Item 179-2 include one freight bill for each pool lot.</p> <p>5. The provisions of this item do not apply on iron or steel articles, herein-after listed, in open top rail cars when unloading is provided with crane facilities furnished by or at the expense of the rail carrier. Provided, however, for each man in excess of one furnished by the carrier a charge as provided in Item 145 shall be made.</p> <p style="text-align: center;">Iron or Steel Articles, viz.:</p> <table><tr><td>Angles</td><td>Billets</td><td>Piling</td><td>Shoes</td><td>Zees</td></tr><tr><td>Bars</td><td>Channels</td><td>Plates</td><td>tees</td><td></td></tr><tr><td>Bases, Post</td><td>Columns</td><td>Rods</td><td>Tin Plates</td><td></td></tr><tr><td>Beams</td><td>Girders</td><td>Sheets</td><td>Trusses</td><td></td></tr></table> <p style="text-align: center;">(Continued in Item 179-2)</p>		Angles	Billets	Piling	Shoes	Zees	Bars	Channels	Plates	tees		Bases, Post	Columns	Rods	Tin Plates		Beams	Girders	Sheets	Trusses		<p style="text-align: center;">179-1</p>
Angles	Billets	Piling	Shoes	Zees																		
Bars	Channels	Plates	tees																			
Bases, Post	Columns	Rods	Tin Plates																			
Beams	Girders	Sheets	Trusses																			
<p>ø Change) ** Eliminated) Decision No. 82486</p>																						
<p style="text-align: center;">EFFECTIVE</p>																						
<p style="text-align: center;">ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.</p>																						
<p>Correction</p>																						

Correction

MINIMUM RATE TARIFF 2

SECTION 1--RULES OF GENERAL APPLICATION (Continued)						ITEM																																										
<p>POOL SHIPMENT CHARGES-METROPOLITAN LOS ANGELES AREA (Concluded) (Items 179-1 and 179-2)</p> <p>(Subject to the provisions of Item 179-1)</p> <p>ø(a) DISTRIBUTION RATES--*The provisions of this paragraph apply only for the service of transporting a shipment which is a component part of a pool shipment, when the destination of the component is within the Metropolitan Los Angeles Area.</p> <p style="text-align: center;">In Cents Per 100 Pounds</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th colspan="2" style="text-align: center;">MILES</th> <th colspan="4" style="text-align: center;">MINIMUM WEIGHT IN POUNDS</th> </tr> <tr> <th style="text-align: center;">Over</th> <th style="text-align: center;">But Not Over</th> <th style="text-align: center;">1,000 (Note 1)</th> <th style="text-align: center;">5,000</th> <th style="text-align: center;">10,000</th> <th style="text-align: center;">20,000</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">0</td> <td style="text-align: center;">15</td> <td style="text-align: center;">88</td> <td style="text-align: center;">65</td> <td style="text-align: center;">45</td> <td style="text-align: center;">33</td> </tr> <tr> <td style="text-align: center;">15</td> <td style="text-align: center;">30</td> <td style="text-align: center;">94</td> <td style="text-align: center;">72</td> <td style="text-align: center;">50</td> <td style="text-align: center;">36</td> </tr> <tr> <td style="text-align: center;">30</td> <td></td> <td style="text-align: center;">109</td> <td style="text-align: center;">83</td> <td style="text-align: center;">58</td> <td style="text-align: center;">41</td> </tr> </tbody> </table> <p>NOTE 1.--In no event shall the distribution on shipments moving under rates subject to a minimum weight of 1,000 pounds be less than the charge provided in Item 530, Col. B, for a shipment of over 900 pounds.</p> <p>ø(b) SEGREGATION AND/OR UNLOADING RATES--*The provisions of this paragraph apply to services of unloading and segregating pool shipments within the Metropolitan Los Angeles Area.</p> <p style="text-align: center;">In Cents Per 100 Pounds</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th colspan="4" style="text-align: center;">MINIMUM WEIGHT IN POUNDS</th> </tr> <tr> <th style="text-align: center;">Any Quantity</th> <th style="text-align: center;">5,000</th> <th style="text-align: center;">10,000</th> <th style="text-align: center;">20,000</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">101</td> <td style="text-align: center;">59</td> <td style="text-align: center;">48</td> <td style="text-align: center;">32</td> </tr> </tbody> </table> <p>The minimum charge per shipment or shipment component for unloading and segregating shall be the charge for 100 pounds.</p> <p>(c) An additional charge of 62 cents shall be assessed for each freight bill prepared by the carrier in excess of one.</p> <p>(d) For the additional service of transporting motor carrier equipment containing the pool lot from the assembly point for the trailer on flat car to carrier's established depot and return from carrier's established depot to the assembly point, an additional charge of \$23.30 shall be assessed.</p>						MILES		MINIMUM WEIGHT IN POUNDS				Over	But Not Over	1,000 (Note 1)	5,000	10,000	20,000	0	15	88	65	45	33	15	30	94	72	50	36	30		109	83	58	41	MINIMUM WEIGHT IN POUNDS				Any Quantity	5,000	10,000	20,000	101	59	48	32	<p>ø 179-2</p>
MILES		MINIMUM WEIGHT IN POUNDS																																														
Over	But Not Over	1,000 (Note 1)	5,000	10,000	20,000																																											
0	15	88	65	45	33																																											
15	30	94	72	50	36																																											
30		109	83	58	41																																											
MINIMUM WEIGHT IN POUNDS																																																
Any Quantity	5,000	10,000	20,000																																													
101	59	48	32																																													
<div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: left;"> <p>ø Change) * Addition)</p> </div> <div style="text-align: right;"> <p>Decision No. 82486</p> </div> </div>																																																
EFFECTIVE																																																
ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.																																																
Correction																																																