

ORIGINALDecision No. 82532

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 petro-)
 leum and petroleum products in)
 bulk (commodities for which rates)
 are provided in Minimum Rate)
 Tariff No. 6-B).)

Case No. 5436
 Petition for Modification
 No. 158
 (Filed January 10, 1974)

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)
 uncrated new furniture (commodities)
 for which rates are provided in)
 Minimum Rate Tariff No. 11-A).)

Case No. 5603
 Petition for Modification
 No. 141
 (Filed January 10, 1974)

SUPPLEMENTAL OPINION AND ORDER

By Decision No. **82531**, entered today in Case No. 5432, et al, the Commission found that various minimum rate tariffs should be amended to reflect the adoption of National Motor Freight Classification NMF 100 A in lieu of National Motor Freight Classification NMF 100. The decision also provided that Minimum Rate Tariffs 6-B and 11-A should be amended by separate order to avoid duplication of tariff distribution.

IT IS ORDERED that:

1. Minimum Rate Tariff 6-B (Appendix A of Decision No. 82350, as amended) is further amended by incorporating therein to become effective March 29, 1974, First Revised Page 5 and First Revised Page 6, attached hereto and by this reference made a part hereof.

2. Minimum Rate Tariff 11-A (Appendix A of Decision No. 50114, as amended) is further amended by incorporating therein to become effective March 29, 1974, Eighteenth Revised Page 4, attached hereto and by this reference made a part hereof.

3. Common carriers subject to the Public Utilities Act, to the extent that they are subject also to Decisions Nos. 50114 and 82350, as amended, are hereby directed to establish in their tariffs the amendments necessary to conform with the further adjustments ordered herein.

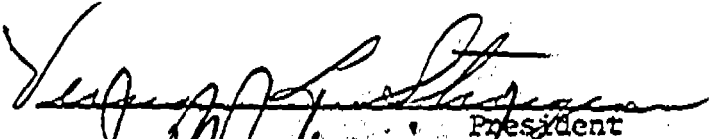
4. Tariff publications required to be made by common carriers as a result of the order herein shall be made effective March 29, 1974, on not less than five days' notice to the Commission and to the public and tariff publications which are authorized but not required to be made by common carriers as a result of the order herein may be made effective not earlier than March 29, 1974, and may be made effective on not less than five days' notice to the Commission and to the public if filed not later than May 28, 1974.

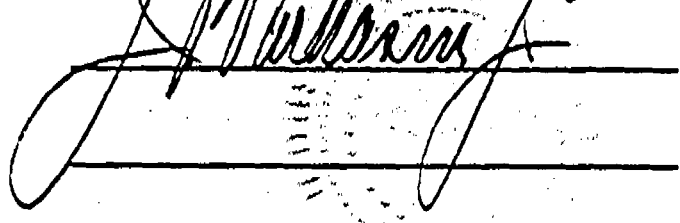
5. Common carriers, in establishing and maintaining the amendments authorized hereinabove, are hereby authorized to depart from the provisions of Section 460 of the Public Utilities Code to the extent necessary to adjust long- and short-haul departures now maintained under outstanding authorizations;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


6. In all other respects Decisions Nos. 50114 and 82350, as amended, shall remain in full force and effect.

This order shall become effective March 20, 1974.

Dated at San Francisco, California, this 5th day of March,
1974.



President




Commissioners

Commissioner William Symons, Jr., being
necessarily absent, did not participate
in the disposition of this proceeding.

Commissioner Thomas Moran, being
necessarily absent, did not participate
in the disposition of this proceeding.

SECTION 1--RULES	ITEM
<p style="text-align: center;">DEFINITION OF TECHNICAL TERMS</p> <p>CARRIER means a petroleum contract carrier as defined in the Highway Carriers' Act.</p> <p>CARRIER'S EQUIPMENT means any tank motor truck or other self-propelled highway vehicle, tank trailer or tank semi-trailer, or any combination of such highway vehicles, operated by the carrier.</p> <p>CARRIER'S TERMINAL means a freight terminal owned or leased and maintained by a carrier for the receipt and delivery of shipments.</p> <p>COMMON CARRIER RATE means any intrastate rate of any common carrier by land, as defined in the Public Utilities Act, lawfully on file with the Commission and in effect at time of shipment.</p> <p>DANGEROUS ARTICLES TARIFF means Motor Carriers' Explosives and Dangerous Articles Tariff 15, California Public Utilities Commission 10, of American Trucking Associations, Incorporated, Agent.</p> <p>DEBTOR means the person obligated to pay the freight charges to the carrier, whether consignor, consignee or other party.</p> <p>DISTANCE TABLE means Distance Table 7 issued by the Public Utilities Commission.</p> <p>GOVERNING CLASSIFICATION means National Motor Freight Classification NMF 100 A.</p> <p>HOLIDAYS mean New Year's Day (January 1), Washington's Birthday (the third Monday in February), Memorial Day (the last Monday in May), Fourth of July, Labor Day (the first Monday in September), Thanksgiving Day, the day after Thanksgiving, December 24 and Christmas Day (December 25). When holiday falls on Sunday, the following Monday shall be considered as a holiday.</p> <p>INDEPENDENT-CONTRACTOR SUBHAULER means any carrier who renders service for a principal carrier, for a specified recompense, for a specified result, under the control of the principal as to the result of the work only and not as to the means by which such result is accomplished.</p> <p>LOADING TIME means that time which commences when carrier's equipment arrives at origin or at the time specified by the shipper, whichever is later, and terminates when carrier's equipment is released for departure from origin.</p> <p style="text-align: center;">(Continued on next page)</p>	<p>#10</p>
<p> ø Change) Δ Change, neither increase) Decision No. 82532 nor reduction) </p>	
EFFECTIVE	
ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.	

Correction

ITEM	SECTION 1--RULES (Continued)
10	<p data-bbox="560 333 1106 358">DEFINITION OF TECHNICAL TERMS (Concluded)</p> <p data-bbox="281 380 1405 589">MOBILE ROAD MIXER means contractor's or road making equipment that is equipped and being used in mobile service for the picking up of raw materials along a road or proposed road, mixing them with petroleum products as described herein and dumped behind said moving road mixer. The carrier's equipment is attached to the mobile unit and proceeds with said unit in its road mixing service. The moving road mixer may either pump over the load or the carrier's equipment may pump over the load as the case may be. When carrier's equipment pumps the load, pumping charges as provided in paragraph (2) (b) of Item 170 apply in addition to the rates as otherwise provided herein.</p> <p data-bbox="281 611 1433 728">DESTINATION means the precise location at which property is tendered for physical delivery into the custody of the consignee. All sites within a single place of one consignee shall be considered as one destination. A place of one consignee shall include only contiguous property which shall not be deemed separate if intersected only by public street or thoroughfare.</p> <p data-bbox="281 750 1410 869">ORIGIN means the precise location at which property is physically delivered by the consignor into the custody of the carrier for transportation. All sites within a single business place of one consignor shall be considered as one point of origin. A business place of one consignor shall include only contiguous property which shall not be deemed separate if intersected only by public street or thoroughfare.</p> <p data-bbox="281 891 1357 981">RAILHEAD means a site at which facilities are maintained for the loading of property into or upon, or the unloading of property from, rail cars. It also includes truck loading facilities of plants or industries located at such a rail loading or unloading site.</p> <p data-bbox="281 1003 1410 1097">RATE means the figure stated in cents, dollars and cents, or fractions thereof, including the charge and, also, the minimum weight and rules governing, and the accessorial charges applying in connection therewith to be used in computing the charge on property transported.</p> <p data-bbox="281 1120 1410 1189">SAME TRANSPORTATION means transportation of the same kind and quantity of property between the same sites, and subject to the same limitations, conditions and privileges, but not necessarily in an identical type of equipment.</p> <p data-bbox="281 1211 1453 1258">TEAM TRACK means a site at which property may be loaded into, or upon, or unloaded from rail cars by the public generally.</p> <p data-bbox="281 1281 1429 1375">UNLOADING TIME means that time which commences when carrier's equipment arrives at destination and terminates when carrier's equipment is released for departure from destination. It also includes time spent weighing, sampling and/or the process of sampling.</p>
	<p data-bbox="358 1447 838 1471">No change on this page, Decision No. 82532</p>
	<p data-bbox="842 1926 966 1948">EFFECTIVE</p>
Correction	<p data-bbox="565 1989 1487 2038">ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.</p>

SECTION 1--RULES	ITEM
<p style="text-align: center;">DEFINITION OF TECHNICAL TERMS</p> <p>COMMISSION means the Public Utilities Commission of the State of California.</p> <p>COMMON CARRIER RATE means any intrastate rate or rates of any common carrier or common carriers, as defined in the Public Utilities Act, lawfully on file with the Commission and in effect at time of shipment.</p> <p>DISTANCE TABLE means Distance Table 7 issued by the Commission.</p> <p>ESTABLISHED DEPOT means a freight terminal owned or leased and maintained by a carrier for the receipt and delivery of shipments.</p> <p>GOVERNING CLASSIFICATION means National Motor Freight Classification NMF 100 A.</p> <p>INDEPENDENT-CONTRACTOR SUBHAULER means any carrier who renders service for a principal carrier, for a specified recompense, for a specified result, under the control of the principal as to the result of the work only and not as to the means by which such result is accomplished.</p> <p>MOTOR VEHICLE means any motor truck, tractor or other self-propelled highway vehicle used for transportation of property over the public highways, and any trailer, semitrailer, dolly or other vehicle drawn thereby.</p> <p>POINT OF DESTINATION means the precise location at which property is tendered for physical delivery into the custody of the consignee or his agent. All points within a single industrial plant or receiving area of one consignee shall be considered as one point of destination. An industrial plant or receiving area of one consignee shall include only contiguous property which shall not be deemed separate if intersected only by public street or thoroughfare.</p> <p>POINT OF ORIGIN means the precise location at which property is physically delivered by the consignor or his agent into the custody of the carrier for transportation. All points within a single industrial plant or shipping area of one consignor shall be considered as one point of origin. An industrial plant or shipping area of one consignor shall include only contiguous property which shall not be deemed separate if intersected only by public street or thoroughfare.</p> <p>RATE includes charge and, also, the ratings, minimum weight, rules and regulations governing, and the accessorial charges applying in connection therewith.</p> <p>SAME TRANSPORTATION means transportation of the same kind and quantity of property between the same points, and subject to the same limitations, conditions and privileges, although not necessarily in an identical type of equipment.</p> <p>SHIPMENT means a quantity of property tendered for transportation to one carrier, and delivered into the custody of the carrier at one time on one shipping document by one shipper at one point of origin for one consignee at one point of destination.</p> <p>SPLIT DELIVERY SHIPMENT means a shipment consisting of two or more component parts delivered to (a) one consignee at more than one point of destination, or (b) more than one consignee at one or more points of destination, the composite shipment weighing (or transportation charges computed upon a weight of) not less than 6,750 pounds, said shipment being shipped by one consignor from one point of origin. (See Note)</p> <p>NOTE.--All transportation charges must be prepaid and, except as provided in Item 200, charges shall be billed to and collected from only one debtor.</p> <p>UNCRATED NEW FURNITURE means new "Furniture" as described under the heading "Furniture Group" in the Governing Classification, and lamp shades or reflectors and lamp standards or electric lamps and shades combined when the furniture or other articles are tendered to the carrier loose (not in packages nor completely wrapped).</p> <p>UNIT OF EQUIPMENT means a single motor vehicle or more than one motor vehicle connected as a single highway train.</p>	610
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