

Decision No. 82553

**ORIGINAL**

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 and highway  
carriers relating to the trans-  
portation of petroleum and petroleum  
products in bulk (commodities for  
which rates are provided in Minimum  
Rate Tariff No. 6-A).

Case No. 5436  
Petition for Modification  
No. 137  
(Filed March 21, 1973)

Vaughn, Paul & Lyons, by John C. Lyons, Attorney  
at Law, and Robert Ellis, Jr., for California  
Tank Lines, Inc., petitioner.  
A. D. Poe, Attorney at Law, H. Hughes, and  
Arthur D. Maruma, for California Trucking  
Association, interested party.

O P I N I O N

California Tank Lines, Inc. operates as a highway common carrier and petroleum irregular route carrier. By Decision No. 80449 dated August 31, 1972 in Case No. 5436 (Petition for Modification No. 119), it was authorized to publish a rate of 18 cents per 100 pounds, minimum weight 50,000 pounds for shipments of log wax, in bulk, from Oleum and Richmond to Stockton. The rate of 18 cents was scheduled to expire July 1, 1973. It here seeks an extension of the less than minimum rate authority. By Decision No. 81487 dated June 19, 1973 in the instant petition the authority was continued at a rate of 16 cents per 100 pounds on an interim basis until December 31, 1973. On December 12, 1973 petitioner filed for extension to March 31, 1974 of the authority granted by Decision No. 81487 at a rate of 18 cents per 100 pounds. By Decision No. 82281 dated December 21, 1973 the requested extension was granted.

Public hearing was held January 14, 1974 before Examiner O'Leary at San Francisco and was submitted January 22, 1974 on the receipt of late-filed Exhibits 137-1 and 137-2.

The conditions surrounding the transportation are described in Decision No. 80449 and need not be repeated herein. The revenue and expense data submitted by petitioner discloses that the transportation at the proposed rates will be compensatory.

There are no protests to the petition.

Findings

1. The proposed rates are compensatory.
2. The proposed rates are reasonable and justified.

The Commission concludes that the petition should be granted. As conditions may change the authority will be made to expire March 31, 1975 unless sooner canceled, changed, or extended by order of the Commission.

O R D E R

IT IS ORDERED that California Tank Lines, Inc., a corporation, is authorized to publish and file, on not less than five days' notice to the Commission and to the public, a rate of 18 cents per 100 pounds, minimum charge as provided in WMTB Tariff 18, Item 270, but not less than the charge resulting from the application of said rate to a minimum weight of 50,000 pounds, for the transportation of the grade of paraffin known as log wax, in bulk, from Oleum and Richmond to Stockton via the routes set forth below, and subject to the following limitations and conditions:

- (a) Consignees shall make its premises available to enable the carrier to perform service on a 24-hour basis.
- (b) The commodity "log wax" shall be defined in the carrier's tariff.
- (c) The rate shall be made applicable only via the following routes:

From Richmond to Stockton

From Richmond southerly on State Highway 17 to its intersection with U.S. Highway 50 at San Leandro; thence easterly on U.S. Highway 50 to Stockton; or

From Richmond northerly on U.S. Highway 80 to its intersection with State Highway 4 near Pinole; thence easterly on State Highway 4 to Stockton.

From Oleum to Stockton

From Oleum easterly on unnumbered highway to U.S. Highway 80 to its intersection with State Highway 4 near Pinole; thence easterly on State Highway 4 to Stockton.

(d) The rate shall be scheduled to expire March 31, 1975.

The effective date of this order shall be ten days after the date hereof.

Dated at San Francisco, California, this 12<sup>th</sup> day of MARCH, 1974.

Thomas L. Stinson  
President  
William J. Sykes, Jr.  
Michael J. ...  
...  
Commissioners

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