

Decision No. 82751**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation)
 into the rates, rules, regula-)
 tions, charges, allowances, and)
 practices of all common carriers)
 and highway carriers relating to)
 the transportation of cement and)
 related products (Commodities for)
 which rates are provided in)
 Minimum Rate Tariff 10).)

Case No. 5440
 Petition for Modification
 No. 83

SUPPLEMENTAL SECOND INTERIM OPINION AND ORDER

Minimum Rate Tariff 10 (MRT 10) provides minimum rates and rules for the transportation of cement and related commodities by highway carriers between points in the State of California. By Decision No. 82624, dated March 19, 1974, in this proceeding certain rates in MRT 10 were adjusted.

It has come to the Commission's attention that the rates for the transportation of cement between points in California for distances of 30 miles or less do not reflect the intent of Decision No. 82624.¹

In the circumstances, the Commission finds that the necessary corrections should be made by the order herein. A public hearing is not necessary. The Commission concludes that MRT 10 should be amended accordingly.

IT IS ORDERED that:

1. Minimum Rate Tariff 10 (Appendix A to Decision No. 44633, as amended) is further amended by incorporating therein, to become effective April 27, 1974, Ninth Revised Page 12-A and Seventh

¹ The rates in question are set forth in Items Nos. 205 and 210 of MRT 10.

Revised Page 12-B 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. 44633, as amended, are hereby directed to establish in their tariffs the increases necessary to conform with the further adjustments ordered herein.

3. Common carriers maintaining rates on a level other than the minimum rates for transportation for which rates are prescribed in Minimum Rate Tariff 10 are authorized to increase their 0-30 mile rates by the same amount authorized by this decision for the Minimum Rate Tariff 10 rates involved herein.

4. Common carriers maintaining rates on the same level as Minimum Rate Tariff 10 rates for the transportation of commodities and/or for transportation not subject to Minimum Rate Tariff 10 are authorized to increase their 0-30 mile rates by the same amount authorized by this decision for the Minimum Rate Tariff 10 rates involved herein.

5. Common carriers maintaining rates at levels other than the minimum rates for the transportation of commodities and/or for transportation not subject to Minimum Rate Tariff 10 are authorized to increase their 0-30 mile rates by the same amount authorized by this decision for the Minimum Rate Tariff 10 rates involved herein.

6. Tariff publications resulting in increases 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 April 27, 1974; as to increases which are authorized but not required, the authority shall expire unless exercised within sixty days after the effective date of this order; and tariff publications resulting in reductions may be made effective not earlier than the first day after the

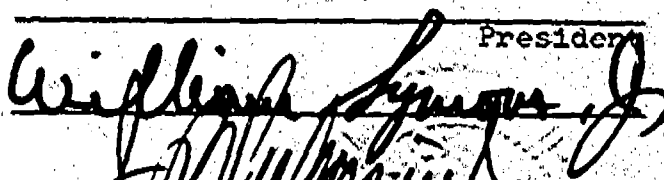
effective date of this order, and may be made effective on not less than one day's notice to the Commission and to the public if filed not later than sixty days after the effective date of the minimum rate tariff pages incorporated in this order.


7. Common carriers, in establishing and maintaining the rates authorized by this order, are 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 rates published under this authority shall make reference to the prior orders authorizing long- and short-haul departures and to this order.


8. In all other respects Decision No. 44633, as amended, shall remain in full force and effect.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 16th day of April, 1974.



President




Commissioners

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

SECTION 2--RATES IN CENTS PER 100 POUNDS								ITEM
NORTHERN TERRITORY RATES								
MILES		RATES		MILES		RATES		
Over	But Not Over	(1) Bulk	(2) Sack	Over	But Not Over	(1) Bulk	(2) Sack	
0	3	010½	012½	145	150	36	38	
3	5	011½	013½	150	160	37½	39½	
5	10	012	014	160	170	38½	40½	
10	15	12½	14½	170	180	40	42	
15	20	013½	015½	180	190	41½	43½	
20	25	013½	015½	190	200	42½	44½	
25	30	015½	017½	200	210	44	46	
30	35	15½	17½	210	220	45½	47½	
35	40	16½	18½	220	230	46½	48½	
40	45	17½	19½	230	240	48	49½	
45	50	19	21	240	250	49½	51½	
50	55	20½	22½	250	260	50½	52½	
55	60	21½	23½	260	270	51½	53½	
60	65	22½	24½	270	280	53½	55½	
65	70	23	25	280	290	54½	55½	
70	75	23½	25½	290	300	55½	55½	
75	80	24½	26½	300	320	58½	58½	
80	85	25½	27½	320	340	61	61	
85	90	26½	28½	340	360	63½	63½	
90	95	27	29	360	380	65½	65½	
95	100	27½	29½	380	400	68½	68½	
100	105	29½	31½	400	420	70½	70½	
105	110	30½	32½	420	440	73½	73½	
110	115	31	33	440	460	75½	75½	
115	120	31½	33½	460	480	78	78	
120	125	32½	34½	480	500	80½	80½	
125	130	33	35	500	---	(Add to the rate for 500 miles, 5½ cents per 100 pounds for each 25 miles or fraction thereof.)		
130	135	34	36					
135	140	34½	36½					
140	145	35½	37½					
(1) Rates apply on shipments in bulk. (2) Rates apply on shipments in packages.								
✕ Change) ✕ Increase) Decision No. 82751 ✕ Reduction)								
EFFECTIVE APRIL 27, 1974								
ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.								
Correction								

SECTION 2--RATES IN CENTS PER 100 POUNDS				ITEM
SOUTHERN TERRITORY RATES				
MILES		RATES		
Over	But Not Over	(1) Bulk	(2) Sack	
0	3	08	09½	
3	5	08½	09½	
5	10	08½	010½	
10	15	09½	010½	
15	20	10½	11½	
20	25	010½	012½	
25	30	011½	012½	
30	35	11½	13½	
35	40	12½	14½	
40	45	14	15½	
45	50	15½	17	
50	60	16½	18½	
60	70	18	20	
70	80	19½	21½	
80	90	21	22½	
90	100	22½	23½	
100	110	24	25	
110	120	25	26½	
120	130	26½	27½	
130	140	28½	29½	0210
140	150	30	30½	
150	160	31½	32	
160	170	33	33½	
170	180	34½	34½	
180	190	36	36	
190	200	37½	37½	
200	220	39½	39½	
220	240	42½	42½	
240	260	44½	44½	
260	280	47½	47½	
280	300	50½	50½	
300	320	52½	52½	
320	340	54½	54½	
340	360	57	57	
360	380	59½	59½	
380	400	61½	61½	
400	420	64½	64½	
420	440	66½	66½	
440	460	69½	69½	
460	480	71½	71½	
480	500	74	74	
500	---	(Add to the rate for 500 miles 5½ cents per 100 pounds for each 25 miles or fraction thereof)		
(1) Rates apply on shipments in bulk.				
(2) Rates apply on shipments in packages.				
♂ Change) ♂ Increase) Decision No. 82751 ♂ Reduction)				
EFFECTIVE APRIL 27, 1974				
Correction ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.				