

ORIGINALDecision No. 82398

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investiga-)
 tion into the rates, rules,)
 regulations, charges, allowances,)
 and practices of all common car-)
 riers and highway carriers re-)
 lating to the transportation of)
 petroleum and petroleum products)
 in bulk (commodities for which)
 rates are provided in Minimum)
 Rate Tariff 6-B.))

Case No. 5436
 Petition for Modification
 No. 166
 (Filed April 17, 1974)
 (Amended May 17, 1974)

OPINION AND ORDER

Minimum Rate Tariff 6-B (MRT 6-B) names minimum rates for the transportation of bulk petroleum products in tank vehicles by petroleum contract carriers. By this petition, as amended, California Trucking Association seeks the establishment in MRT 6-B of two revised rate scales for five commodity rate groups¹ in lieu of the five rate scales for such commodity rate groups which are scheduled to become effective July 1, 1974. Petitioner also requests that common carriers be directed to establish in their respective tariffs all such modifications as may be prescribed by the Commission's order in this proceeding, including relief from the long- and short-haul provisions of Section 460 of the Public Utilities Code.

Petitioner alleges that, by Decision No. 82350,² the Commission established a single scale of rates for the aforementioned commodity rate groups to allow tariff users additional time to set up their in-house procedures for handling the petroleum products

¹Rate Groups A,B,C,D and E respectively include: (1) gasoline; (2) jet fuel and kerosene; (3) distillate fuel oil; (4) residual fuel and gas oils and (5) various other petroleum products. Under the proposal, one rate scale would apply to Rate Groups A,B and C and the second rate scale would apply to Rate Groups D and E.

²Petition for Modification No. 142 in Case No. 5436.

in question under the five separate rate scales hereinbefore mentioned. Petitioner contends that the single scale of rates was subsequently increased pursuant to Decision No. 82619³ to offset increased costs incurred by the involved carriers but that this decision did not provide for similar adjustments in the five rate scales which are scheduled to replace said single rate scale on July 1, 1974. Petitioner avers that the relief sought herein would reflect the findings in Decision No. 82350 with respect to Rate Groups A through E and the cost circumstances found reasonable in Decision No. 82619.⁴

Petitioner asserts that it has participated with interested shippers and carriers in all formal discussions leading to the proposal herein and believes that its proposal is desired by, and in the interest of, said parties.

Copies of the petition and amendment were mailed to various petroleum shippers, carrier representatives and other interested parties on or about April 16, 1974. The petition and amendment were listed on the Commission's Daily Calendar of April 18 and May 21, 1974. Phillips Petroleum Company and Standard Oil Company of California have informed the Commission by letter that they support petitioner's proposal. No objection to the granting of the petition, as amended, has been received.

In the circumstances, the Commission finds that petitioner's proposal is reasonable and the resulting rates and charges will be just, reasonable and nondiscriminatory minimum rates and charges

³Petition for Modification No. 159 in Case No. 5436.

⁴Exhibit A attached to the petition, as amended, outlines the factual data relied upon in determining the rates proposed herein. Exhibit B attached to the petition, as amended, sets forth in detail the proposed rate scales.

for the transportation involved and, to the extent that increases may be involved, such increases are justified. A public hearing is not necessary. The Commission concludes that the petition, as amended, should be granted.

IT IS ORDERED that:

1. Minimum Rate Tariff 6-B (Appendix A to Decision No. 82350, as amended) is further amended by incorporating therein, to become effective July 1, 1974, Fourth Revised Page 29, 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 also to Decision No. 82350, as amended, are hereby directed to establish in their tariffs the increases necessary to conform with the further adjustments ordered by this decision.

3. Common carriers maintaining rates on a level other than the minimum rates for transportation for which rates are prescribed in Minimum Rate Tariff 6-B are authorized to increase such rates by the same amounts authorized by this decision for Minimum Rate Tariff 6-B rates.

4. Common carriers maintaining rates on the same level as Minimum Rate Tariff 6-B rates for the transportation of commodities and/or for transportation not subject to Minimum Rate Tariff 6-B are authorized to increase such rates by the same amounts authorized by this decision for Minimum Rate Tariff 6-B rates.

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 6-B are authorized to increase such rates by the same amounts authorized by this decision for Minimum Rate Tariff 6-B rates.

6. 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 July 1, 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.

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. 82350, as amended, shall remain in full force and effect.

The effective date of this order shall be June 28, 1974.

Dated at San Francisco, California, this 18th day of June, 1974.

James L. Steger
President
William J. Quigley
William J. Quigley
James L. Steger
James L. Steger
Commissioners

SECTION 3--DISTANCE RATES (In Cents per 100 Pounds)						ITEM
<p>Rates in this item will not apply to transportation for which rates are specifically provided in other items in this section.</p> <p>See Item 30 for description of commodities named in Rate Groups.</p> <p>See Item 150 for application of rates between places within the same Territorial Group.</p> <p>Commodities included in Rate Group I may be included in shipments of commodities included in Rate Groups A, B, C, D and E.</p>						
MILES OVER	BUT NOT OVER	RATES				
		RATE GROUPS				
		A B C	D E	O F	O G	O H
0-5		09½	010½	9	14½	12½
5-10		010½	11½	9½	15½	13½
10-15		11½	12	10½	17	14½
15-20		12½	13	11½	18½	16
20-25		13½	14	12½	20	17½
25-30		14½	15	13½	21½	18½
30-35		16	16½	14½	23	20
35-40		17½	18	16	24½	21½
40-45		19	19½	17	26	22½
45-50		20	20½	18½	28	24
50-60		22	22½	20½	31	26½
60-70		24	24½	22½	34	28½
70-80		026	26½	24½	38	31
80-90		028	29	27	41	34
90-100		030	31	29	44	37
100-110		33	34	31	47	40
110-120		35	36	33	51	43
120-130		37	38	35	55	46
130-140		039	40	37	58	48
140-150		041	042	39	62	50
150-160		043	45	41	66	53
160-170		046	48	43	69	55
170-180		49	50	45	72	58
180-190		51	52	47	75	61
190-200		53	55	49	78	63
200-220		57	59	53	84	68
220-240		061	63	58	90	74
240-260		065	68	62	95	79
260-280		070	73	67	101	84
280-300		075	78	71	109	90
300-325		080	83	75	118	96
325-350		085	89	80	125	102
350-375		090	95	85	133	110
375-400		096	101	90	141	115
400-425		0102	106	95	148	122
425-450		0108	112	100	155	128
450-475		0114	118	105	162	135
475-500		0121	124	110	175	141
For distances over 500 miles add for each 25 miles or fraction thereof in excess of 500 miles:		08½	08½	6½	8½	8½
o Increase, except as noted) o Reduction) Decision No. 82998 o No change)						0400
EFFECTIVE						
ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.						
Correction						