

Decision No. 83311

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, highway carriers, and city carriers relating to the transportation of property within San Diego County (including transportation for which rates are provided in Minimum Rate Tariff No. 9-B).

Case No. 5439
Petition for Modification
No. 219
(Filed June 14, 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 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. 809
(Filed June 14, 1974)

OPINION AND ORDER

Sanfric, Inc., doing business as San Diego Messengers, is authorized to operate as a radial highway common carrier for the transportation of property within California. Petitioner seeks authority exempting it from the otherwise governing provisions of Minimum Rate Tariffs 2 and 9-B when performing a courier service with vehicles of licensed weight of 4,000 pounds or less for the transportation of:

- (a) Checks, drafts, transit items, sales audit items, business records, plans, tabulation cards, data processing materials, legal documents, and printed matter.

- (b) Human and animal specimens contained in glass or plastic tubes or vials, vials of whole blood and blood serum for medical laboratory examination, individual units of whole blood, glass slides for microscopic tissue examination, urine and stool specimens, sputum, wound, and other similar cultures, tissue samples for pathological examination, x-ray photographs, medical transmittal documents and documents reporting results of laboratory examination, specimen envelopes, laboratory test forms, and transmittal containers furnished by medical laboratories to their clients.

Petitioner states that the sought exemption is identical to that granted in Decision No. 65794 (61 CPUC 260) wherein the Commission found: "In view of these and other dissimilarities between petitioners' services and those which are subject to the minimum rate provisions in issue herein, we find that said minimum rate provisions are not appropriate minimum rates, rules, and regulations for the armored car and courier services which petitioners provide." A like finding relative to petitioner's sought minimum rate exemption would also be appropriate.

This matter was listed on the Commission's Daily Calendar for June, 1974. No protests or requests for public hearing have been received. In the circumstances, the Commission finds that petitioner is engaged in a courier transportation service for which competing highway carriers have heretofore been exempted from the otherwise governing minimum rates, and petitioner's request for similar relief has been shown to be justified.

The Commission concludes that Petitions Nos. 219 and 809 in Cases Nos. 5439 and 5432, respectively, should be granted. A public hearing is not necessary.

C. 5439, Pet. 219; C. 5432, Pet. 809 ep

IT IS ORDERED that Sanfric, Inc., doing business as San Diego Messengers, is exempted from the otherwise governing provisions of Minimum Rate Tariffs 2 and 9-B when performing a courier service with vehicles of licensed weight of 4,000 pounds or less for the transportation of:

- (a) Checks, drafts, transit items, sales audit items, business records, plans, tabulating cards, data processing materials, legal documents, and printed matter.
- (b) Human and animal specimens contained in glass or plastic tubes or vials, vials of whole blood and blood serum for medical laboratory examination, individual units of whole blood, glass slides for microscopic tissue examination, urine and stool specimens, sputum, wound, and other similar cultures, tissue samples for pathological examination, x-ray photographs, medical transmittal documents and documents reporting results of laboratory examination, specimen envelopes, laboratory test forms and transmittal containers furnished by medical laboratories to their clients.

The effective date of this order is the date hereof.

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

Vernon L. Sturgeon
President
William J. Symons, Jr.
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Commissioners