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Decision No. 83742

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of National Motor Freight Traffic)
Association, Inc., Agent, for and)
on behalf of certain highway com-)
mon carriers and express corpora-)
tions, for authority to make)
various revisions in National)
Motor Freight Classification)
MNF-100 A.)

Application No. 55161

In the Matter of the Investiga-)
tion into the rates, rules, regu-)
lations, charges, allowances and)
practices of all highway carriers)
relating to the transportation of)
any and all commodities between)
and within all points and places)
in the State of California (in-)
cluding, but not limited to,)
transportation for which rates)
are provided in Minimum Rate)
Tariff 2.))

Case No. 5432
(Petition for Modification
No. 320)

And Related Matters

Case No. 5439, Petition No. 227
Case No. 5441, Petition No. 316

SUPPLEMENTAL OPINION AND ORDER

By Decision No. 83696 dated November 6, 1974, in the above proceedings, National Motor Freight Traffic Association, Inc., Agent, on behalf of the involved common carriers participating in National Motor Freight Classification MNF 100 A, was authorized by the Commission to publish various ratings and provisions in Supplement 13 to said classification. The decision also approved the application of such ratings and provisions to certain Commission minimum rate tariffs.

By letter dated October 30, 1974, Winfa Johnstone, Traffic Manager, American Tree and Wreath, Division of American Technical Industries, Inc., objected to the increase from 12,000 to 16,000 pounds in the minimum weight governing the truckload rating on artificial Christmas trees as set forth in Item 55890-A, Sub 2, of Supplement 13 to the classification. She states that the artificial trees manufactured by American Tree and Wreath average 7,600 pounds per truckload and this shipper would be unduly penalized by the additional charges which would be incurred due to the increase in the aforementioned minimum weight.

In the circumstances, the Commission finds that the revised minimum weight governing the truckload rating on artificial Christmas trees in Item 55890-A, Sub 2, of Supplement 13 to National Motor Freight Classification NMFC 100 A should be excluded from the authority granted by Decision No. 83696. A public hearing is not necessary. The Commission concludes that Decision No. 83696 should be amended accordingly.

IT IS ORDERED that:

1. Ordering Paragraph 1 of Decision No. 83696 is hereby amended by substituting in place and stead thereof the following:

"1. National Motor Freight Traffic Association, Inc., Agent, on behalf of the involved common carriers participating in National Motor Freight Classification NMFC 100 A, is authorized to establish and publish the classification ratings and provisions set forth in Application No. 55161, except the provisions of Item 55890-A, Sub 2, therein, to become effective not earlier than November 29, 1974, on not less than one day's notice to the Commission and to the public."

2. In all other respects Decision No. 83696, as amended, shall remain in full force and effect.

A. 55161, C. 5432 (Pet. 820) et al. - MN

The effective date of this order shall be November 26,
1974.

Dated at San Francisco, California, this 19th day of
November, 1974.

President
William L. Symons, Jr.

John A. [unclear]

Robert E. Myerland

Commissioners

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