

Decision No. 83829**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Edward A. Daughn)	
Doing Business As Morning-)	
Afternoon Delivery under the)	Shortened Procedure
Shortened Procedure Tariff Docket)	Tariff Docket
to publish tariff provisions)	Application No. 55200
resulting in increases because)	(Filed September 24, 1974)
of proposed transfer of appli-)	(Amended October 21, 1974)
cant's rates to Western Motor)	
Tariff Bureau, Inc. from another)	
tariff bureau.)	

OPINION AND ORDER

By this application, Edward A. Daughn, doing business as Morning-Afternoon Delivery, requests authorization to cancel his participation from tariffs issued by C. R. Nickerson, Agent, Pacific Coast Tariff Bureau (PCTB)¹ and, concurrently with the proposed cancellation, to participate in certain tariffs issued by Western Motor Tariff Bureau, Inc. (WMTB).²

Applicant states that the class and commodity rate provisions generally are the same in the PCTB and WMTB tariffs, as both agency tariffs are based upon and comply with the various minimum rate orders of the Commission. Applicant alleges that the inherent differences between tariffs issued by PCTB and WMTB result

¹The PCTB tariffs are: Exception Sheet No. 1, Cal.P.U.C. No. 4; Scope of Operations Tariff No. 14, Cal.P.U.C. No. 16; Local Freight Tariff No. 19, Cal.P.U.C. No. 44; Local Freight Tariff No. 15-A, Cal.P.U.C. No. 47; and Freight Tariff No. 10, Cal.P.U.C. No. 14.

²The WMTB tariffs are: Scope of Operations and Participating Carrier Tariff No. 100, Cal.P.U.C. No. 3; Local, Freight and Express Tariff No. 106, Cal.P.U.C. No. 11; Local, Joint and Proportional Freight and Express Tariff No. 111, Cal.P.U.C. No. 15; Exception Sheet No. 1-A, Cal.P.U.C. No. 18; Points Directory No. 1-A, Cal.P.U.C. No. 25; and Distance Table No. 7, Cal.P.U.C. No. 30.

principally in the application of the accessorial service rules. Applicant declares that he has determined that the proposed transfer in agency tariffs would be in his best interest as he would be able to take advantage of various WMTB services and be in a competitive position with a substantial number of certificated carriers which operate under the rates named in the WMTB tariffs.

Applicant avers that increases resulting from the proposal herein would not increase his California intrastate gross revenue by as much as one percent.

Copies of the application were furnished to California Trucking Association, C. R. Nickerson, Agent, Pacific Coast Tariff Bureau and Western Motor Tariff Bureau, Inc. on or about September 23, 1974. The application was listed on the Commission's Daily Calendars of September 26 and October 23, 1974. No objection to the granting of the application, as amended, has been received.

In the circumstances, the Commission finds that increases resulting from the proposal herein are justified. A public hearing is not necessary. The Commission concludes that the application, as amended, should be granted.

IT IS ORDERED that:

1. Edward A. Daughn, doing business as Morning-Afternoon Delivery, is hereby authorized to have his participation canceled from tariffs issued by C. R. Nickerson, Agent, Pacific Coast Tariff Bureau, and to have his participation added to certain tariffs issued by Western Motor Tariff Bureau, Inc., Agent, as specifically proposed in the application.

2. Tariff publications authorized to be made as a result the order herein may be made effective not earlier than five days after the effective date of this order on not less than five days' notice to the Commission and to the public.

3. The effective date of the Pacific Coast Tariff Bureau tariff publications authorized herein shall be concurrent with the effective date of the Western Motor Tariff Bureau, Inc., tariff publications authorized herein.

4. The authority herein granted shall expire unless exercised within ninety days after the effective date of this order.

This order shall become effective twenty days after the date hereof.

Dated at San Francisco, California, this 17th day of December, 1974.

Vernon L. Shugart
President
William Symons, Jr.
Thomas Moran
W. D. Del
Robert E. Merland
Commissioners