

Decision No. 84131

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investiga-)
tion into the rates, rules, regu-)
lations, 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 (in-)
cluding, but not limited to,)
transportation for which rates)
are provided in Minimum Rate)
Tariff No. 2).

Case No. 5432, Petition No. 832
(Filed December 19, 1974)

And Related Matters

Case No. 5439, Petition No. 238
Case No. 5441, Petition No. 326
(Filed December 19, 1974)

OPINION AND ORDER

Purolator Courier Corp. (Purolator) operates as a freight forwarder and as an express corporation between points in the State of California under certificates of public convenience and necessity granted by this Commission. Purolator also operates as a highway permit carrier and, as such, is exempted from observance of the rates and rules in various Commission minimum rate tariffs in connection with the transportation of checks, drafts and/or money orders and related articles in vehicles not exceeding a licensed weight of 4,000 pounds.

By the above petitions, Purolator seeks modification of its exemption from observing the rates and rules in Minimum Rate Tariffs 1-B, 2, 9-B and 19 by increasing the licensed vehicle weight of 4,000 pounds to 4,500 pounds and adding radioactive pharmaceuticals and film to the list of commodities so exempted.

Petitioner states that the licensed weight of the vehicles utilized in its courier service did not exceed 4,000 pounds at the time that it was exempted from observing the rates and rules in question. Petitioner alleges that the present unladen weight of such vehicles ranges between 4,200 to 4,300 pounds because of manufacturing modifications due to required safety features and it is now necessary that the vehicle weight limitation be increased. Petitioner avers that, in the course of its business, it is many times tendered for transportation both film and radioactive pharmaceuticals. Petitioner asserts that the transportation characteristics of such commodities, from the standpoint of value and time factors, are identical to those involved in the transportation of the commodities presently exempt from minimum rate application.

Copies of the petitions were mailed to California Trucking Association on or about December 17, 1974. The petitions were listed on the Commission's Daily Calendar of December 23, 1974. No objection to the granting of the petitions has been received.

In the circumstances, the Commission finds that petitioner's proposal is reasonable. A public hearing is not necessary. The Commission concludes that the petitions should be granted.

IT IS ORDERED that:

1. Purolator Courier Corp. is exempted from observance of the rates and rules in:

Minimum Rate Tariff 1-B
Minimum Rate Tariff 2
Minimum Rate Tariff 9-B and
Minimum Rate Tariff 19

in connection with the transportation of checks, drafts and/or money orders (moving in process of clearance between banks and/or clearing houses), legal documents, business records, audit media,

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film, radioactive pharmaceuticals and tabulation cards when transported in a vehicle not exceeding a licensed weight of 4,500 pounds.

2. Ordering Paragraph 4 of Decision No. 76236 dated September 30, 1969, as amended by Decision No. 76234 dated November 13, 1969, and Decision No. 82196 dated December 4, 1973, in Case No. 5432 (Petition for Modification No. 534) et al., is hereby canceled.

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

Dated at San Francisco, California this 19th day of February, 1975.

Vernon L. Sturgeon
President

William Lyness J.

[Signature]

Leonard Ross
Commissioners