

Decision No. 84447**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of YANDELL TRUCKAWAY, INC., a California corporation, for authority under Section 3666 of the Public Utilities Code of the State of California to deviate from the minimum rates for the transportation of glass bottles, demijohns or jars for OWENS-ILLINOIS, INC., between certain points.

Application No. 55389
(Filed December 17, 1974)

E. H. Griffiths, for applicant.
Eldon M. Johnson, Attorney at Law, and
O. F. Marcantonio, for Guthmiller
 Trucking, Inc.; Robert W. Harris, for
 himself; Dennis O'Brien, Attorney at
 Law, for O'Brien Freight Lines dba
Atlas Freight Lines; John J. Wynne,
 for Owens-Illinois, Inc.; Bobbie G.
Vaughan, for U.S. Department of State;
R. C. Broberg and H. W. Hughes, for
California Trucking Association;
 interested parties.
Russell D. Corning, for the Commission
 staff.

O P I N I O N

By Decisions Nos. 82641 and 83520 in Application No. 54378, Yandell Truckaway, Inc. was authorized to deviate from the minimum rates set forth in Minimum Rate Tariff 2 for the transportation, in truckload lots, of glass bottles, carboys, demijohns, or jars for Owens-Illinois, Inc. from Oakland to destinations located in Sacramento, Rutherford, St. Helena, Salinas, San Jose, and Saratoga, and from Tracy to destinations located in Rutherford, St. Helena, San Francisco, Fresno, San Jose, and Saratoga.

Authorization is now requested to deviate from minimum rates for the transportation of the same commodities as authorized in Decisions Nos. 82641 and 83520 in Application No. 54378 from Owens-Illinois, Inc.'s plants, warehouses, and storage sites in Oakland to Sunnyvale, California, and from the company's plants, warehouses, and storage sites in Tracy to Sunnyvale, California, at the following rates:

Oakland to Sunnyvale - 34 cents per 100 pounds,
minimum 35,000 pounds.

Tracy to Sunnyvale - 42 cents per 100 pounds,
minimum 40,000 pounds.

Applicant requests that if the application is granted that such rates be included in a further revised Appendix A to Decision No. 82641.

Public hearing was held before Examiner O'Leary at San Francisco on March 3, 1975 at which time the matter was submitted.

Evidence presented by the applicant discloses that the circumstances and conditions for the transportation involved herein are the same as presented in Application No. 54378. Revenue and expense data submitted by applicant disclose that the transportation at the proposed rates will be profitable.

The authority granted by Decisions Nos. 82641 and 83520 is presently set forth in Order No. S.D.D. 343.

Findings

1. The proposed rates will be compensatory.
2. The proposed rates are reasonable and justified.
3. The circumstances and conditions for the transportation are the same as relied upon in Application No. 54378.

The Commission concludes that the application should be granted by amending Order No. S.D.D. 343 to include the transportation involved herein.

O R D E R

IT IS ORDERED that Appendix A to Order No. S.D.D. 343 is amended by incorporating Revised Appendix A, attached hereto, in revision of Appendix A.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 20th
day of MAY, 1975.

Vernon R. Sturgeon
President
William Synovus Jr.
Donald Ross
Robert Bateman
Commissioners

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Revised Appendix A
To Order No. S.D.D. 343

Carrier: Yandell Truckaway, Inc.

Commodity: Glass bottles, carboys, demijohns, or jars, other than cut, with or without their equipment of caps, covers, stoppers, or tops, one gallon or less in capacity.

Shipper: Owens-Illinois, Inc.

| | | Authorized Deduction from Minimum Rate in Cents Per 100 lbs. |
|---------------|----|---|
| From Oakland | To | |
| Sacramento | | 5 |
| Rutherford | | 5 |
| St. Helena | | 5 |
| Salinas | | 5 |
| San Jose | | 18 |
| Saratoga | | 18 |
| Sunnyvale | | 10 |
| From Tracy | To | |
| Rutherford | | 5 |
| St. Helena | | 5 |
| San Francisco | | 5 |
| Fresno | | 5 |
| San Jose | | 14 |
| Saratoga | | 14 |
| Sunnyvale | | 10 |

Minimum Weight: 35,000 lbs. except on shipments from Tracy to San Jose, Saratoga, and Sunnyvale, which are subject to a minimum weight of 40,000 lbs.

Condition: Shipments are to be palletized and loaded and unloaded with power equipment without the assistance of or any expense to the carrier.

In all other respects the rules and regulations of Minimum Rate Tariff 2 shall govern.