

Decision No. 84650**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investiga-)
 tion into the rates, rules, reg-)
 ulations, charges, allowances)
 and practices of all common car-)
 riers, highway carriers and city)
 carriers relating to the trans-)
 portation of any and all com-)
 modities 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. 849)
 (Filed April 4, 1975)

OPINION AND ORDER

Minimum Rate Tariff 2 (MRT 2) names minimum rates and rules for the statewide transportation of general commodities by highway carriers. By this petition, California Trucking Association seeks the establishment in MRT 2 of an exception rating of Class 55 on hardware and related articles subject to a minimum weight of 500 pounds per pallet and an expiration date of June 30, 1976.¹

Petitioner states that a highly efficient method of packaging, loading, unloading and transporting these articles has been developed on movements generally throughout the State. According to the petitioner, odd and differently shaped cartons are placed in a container to minimize the need for individual handling of large numbers of small units; to maximize load size regularity in contrast to strapping on pallets; and to minimize loss and damage thereby assuring customers that orders will arrive at destination

¹ The specific proposal is set forth in detail in Exhibit A of the petition.

in satisfactory condition. Petitioner points out that the proposed type of shipping consolidation introduces transportation efficiencies not normally found in the handling of less-than-truckload quantities and significant cost savings are realized by the carrier in the speed and ease of loading, unloading and terminal handling.

Due to the experimental nature of the proposal, the volume of the movement is not known but reductions approximating 8 percent should result and a corresponding increase will occur on July 1, 1976, if the rating is established and subsequently expires with June 30, 1976.

Copies of the petition were mailed to various chambers of commerce, shipper organizations, carrier associations and other interested parties on or about April 4, 1975. The petition was listed on the Commission's Daily Calendar of April 8, 1975. No objection to the granting of the petition has been received.

In the circumstances, the Commission finds that the petitioner's proposal is reasonable; the resulting rates and charges will be just, reasonable and nondiscriminatory minimum rates and charges for the transportation involved; and, to the extent that increases may be involved, such increases are justified. A public hearing is not necessary. The Commission concludes that the petition should be granted.

IT IS ORDERED that:

1. Minimum Rate Tariff 2 (Appendix D to Decision No. 31606, as amended) is further amended by incorporating therein to become effective August 9, 1975, Forty-seventh Revised Page 6 and Second Revised Page 37-CCCC attached hereto and by this reference made a part hereof.

2. Common carriers subject to the Public Utilities Act, to the extent that they are subject to Decision No. 31606, as amended, are hereby authorized to establish in their tariffs the revisions

necessary to conform with the further adjustments ordered herein.

3. Tariff publications authorized to be made by common carriers as a result of the order herein shall be filed not earlier than the effective date of this order and may be made effective not earlier than the tenth day after the effective date of this order, on not less than ten days' notice to the Commission and to the public if filed not later than sixty days after the effective date of the minimum rate tariff pages incorporated in this order.

4. Common carriers, in establishing and maintaining the amendments authorized hereinabove, are hereby authorized to depart from the provisions of Section 460 of the Public Utilities Code to the extent necessary to adjust long- and short-haul departures now maintained under outstanding authorizations, such outstanding authorizations are hereby modified only to the extent necessary to comply with this order, and schedules containing the amendments published under this authority shall make reference to the prior orders authorizing long- and short-haul departures and to this order.

5. In all other respects Decision No. 31606, as amended, shall remain in full force and effect.

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

Dated at San Francisco, California, this 8th day of July, 1975.


President






Commissioners

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Commissioner William Symons, Jr., being necessarily absent, did not participate in the disposition of this proceeding.

INDEX OF COMMODITIES (Continued)

Only those articles which are named in commodity rate items or in Exceptions to the Governing Classification and Exception Ratings Tariff are shown in the following list.

COMMODITY	ITEM	COMMODITY	ITEM
Figs, powdered	350	Gelatine	360
Fire Brick (M)	365	Generators, Electric (M)	365
Fire Clay (M)	365	Germ, wheat	652-654½
Fish (animal feed)	338	Girders, reinforced concrete	318
Fish, cooked, pickled or preserved	320, 345	Girders, iron or steel	760, 764, 765
Fish, fresh, frozen	775	Glucose	360
Fish Loins, frozen	775	Grain Products as described under the heading "Grain Products" in the Governing Classification	652-654½
Fish, other than fresh or frozen	360	Grate Bars, iron or steel	365
Fish Roe	320	Grit, processed from rock or shell	652-654½
Fittings, Pipe (iron or steel)	365, 378, 760	Groceries and Grocers' Supplies	360
Flavoring Compounds	764, 765	Guides, elevator (iron or steel)	760, 764, 765
Flour, Bean	360	Gum, Chewing	360
Flour, cooked	652-654½	Hangers, joist (iron or steel)	760, 764, 765
Flour, edible	339	*Hardware Products	362
Flour, edible	360	Hominy	320-1
Flour, gelatinized	339	Honey	320, 360
Flour, Grain	339	Hoops, iron or steel	760, 764, 765
Flour, Potato	339, 652-654½	Horseradish	360
Flour, prepared, edible	339, 652-654½	Horseradish, prepared	320-1
Flour, Rice	339, 652-654½	Hulls, viz.: cocoa bean, cottonseed, nut, sunflower, whole or ground	652-654½
Flour, Soybean	339	Ice	660
Flour, Tapioca	652-654½	Ice Cream	335.6
Flues, Boiler	365	Iceings	360
Pendant, Candy	360	Ingot, iron or steel	760, 764, 765
Food, Baby	320	Ingredients, Dinner or Soup	360
Food, Cereal	360	Insecticides (M)	377.5, 723-726
Food, Milk, other than malted, liquid	320	Iron, plate or sheet (M)	365
Food, prepared	360	Iron and Steel, structural, fabricated or unfabricated	760, 764, 765
Food Preparations, Cereal (M)	360	Jam; Jelly	320
Foodstuffs for human consumption	345, 620, 630	Joints, Sucker Rod (iron or steel)	365
Forging, rough (iron or steel)	760, 764, 765	Joists (reinforced concrete)	318
Frames, circular (iron or steel)	760, 764, 765	Juice, Apple (M)	335.7
Fruit (not dried, evaporated nor fresh)	320	Juice, citrus fruit (M)	335.7
Fruit, candied, crystallized, glazed or stuffed	360	Juice, Clam	320
Fruit, crushed	320	Juice, Fruit	320, 335.7
Fruits, dried or evaporated	350	Juice, grape (M); Juice, prune (M)	335.7
Fruit Drink	320	Junk (waste paper and rags)	765
Fruit Juice Powders or Crystals, Citrus	360	Ladder assemblies, tank or tower (iron or steel)	760, 764, 765
Fruit Peel, candied, crystallized, glazed or stuffed	360	Lard; Lard Compounds; Lard Substitutes	335.5
Fruit Syrups	360		
Fuel, Wood	729		
Gardening or Landscaping Products	370		
Garlic Chips; Garlic Powder	320		
Gas, petroleum liquefied	377.5, 723-726		
Gears, running, steam boiler (M)	365		

(M) Denotes articles on which application of rates is limited to mixed shipments.

*Addition, Decision No. 84650

EFFECTIVE

ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA,
SAN FRANCISCO, CALIFORNIA.

Correction

SECTION 1--RULES OF GENERAL APPLICATION (Continued)		ITEM
EXCEPTIONS TO GOVERNING CLASSIFICATION AND EXCEPTION RATINGS TARIFF (Continued)		Class Rating
(Numbers within parentheses immediately following commodities shown below refer to such commodities as they are described in the corre- sponding item numbers of the Governing Classification.)		
HARDWARE PRODUCTS AND RELATED ITEMS, subject to Notes 1 through 8, VIZ.:		
Catalogs or Catalog Parts or Sections, paper (4850)		
Catches or Latches, metal, NOI (93880)		
Door Checks, automatic, metal (94500)		
Door Stops, NOI (22040)		
Hardware, NOI, brass, bronze, or copper (95180)		
Hardware, NOI, iron or steel (95190)		
Knobs or Pulls, door or drawer, metal (95550)		
Screws, NOI (106650)		
Slides, drawer, shelf or table, steel (96775)		
Steel Hinges or Butts, NOI (95300, Sub 2)		
Zinc Articles, NOI (201040)		
Less Truckload:		
Minimum Weight 500 pounds per pallet-----		55
NOTE 1.--Ratings named in this item apply only when all provisions of the following notes are met.		
NOTE 2.--Shipments must be tendered for transportation:		
a) In inner containers in a two piece single wall corrugated fiberboard box. Box must consist of a body and one flanged cap, with not less than six inch flanges fitting over the entire top of the body. Box must be closed in accordance with Item 222, Sec. 7 of the Governing Classification, and must be secured to a pallet with not less than 2 straps complying to requirements of Item 680, Sec. 9 of the Governing Classification or		
b) In inner containers on pallets, secured to said pallet with not less than four straps complying to requirements of Item 680, Sec. 9 of the Governing Classification.		
NOTE 3.--Pallets must be of uniform dimension, not exceeding 44 inches by 44 inches (width and length), and of a disposable nature. Total cubic dimen- sion shall not exceed 50 feet, and no part of the load may over-hang the pallet perimeter.		
NOTE 4.--Applies only in connection with prepaid shipments released to one-half of actual value or 50 cents per pound, per article, whichever is less. Shipper must enter the following statement on the bill of lading:		
"The agreed or declared value of the property is hereby specifically stated by the shipper to be one-half of actual value or 50c per pound, per article, whichever is less."		
If the shipper fails or declines to declare such value in writing, the provisions of this item will not apply.		
NOTE 5.--Rates provided by this item do not alternate with any other rates and charges, and may not be used in combination with any other rates.		
NOTE 6.--Shipments must be loaded by consignor and unloaded by consignee with mechanical equipment, furnished and used without expense to the carrier. The construction of the pallet load must allow double stacking when loaded on carrier's equipment.		
NOTE 7.--Rating only applies on straight or mixed shipments of the above- named commodities.		
NOTE 8.--When transporting shipments under provisions of this item, the carrier will acknowledge receipt of a specified number of pallets only.		
(E) Expires with June 30, 1976.		
* Addition) o Increase) Decision No. o Reduction)		84650
EFFECTIVE		
ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.		
Correction		