

Decision No. 85250**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)  
 of OSTERKAMP TRUCKING, INC. a )  
 corporation, for authority to )  
 deviate from the provisions of )  
 Minimum Rate Tariff Number 2 in )  
 connection with the transporta- )  
 tion of boxes, fibreboard, )  
 paper, paperboard, or pulpboard, )  
 KOF, in truckload lots, for the )  
 HOERNER WALDORF CORPORATION, )  
 pursuant to the provisions of )  
 Section 3666 of the California )  
 Public Utilities Code. )

Application No. 56044  
 (Filed October 31, 1975)

OPINION AND ORDER

By this application, Osterkamp Trucking, Inc., a corporation, requests authority to deviate from the provisions of Minimum Rate Tariff 2 in connection with the transportation of fibreboard, paper, paperboard or pulpboard boxes for Hoerner Waldorf Corporation (Hoerner) between Fullerton and points in Riverside and Imperial Counties within 190 to 240 miles of said city.

Applicant states that it has transported the aforementioned boxes for Hoerner for over ten years and has become thoroughly familiar with all aspects of such transportation. Applicant alleges that these boxes are used primarily for the packing of fresh harvested produce and the weight of such boxes is nearly double that of other boxes of similar dimensions.

Applicant avers that the boxes are strapped and banded to pallets to allow forklift loading and unloading without the driver's assistance. Applicant declares that the loading and unloading of such shipments are generally completed in less than two hours and one hour respectively.

Applicant contends that it has been informed by the shipper that it will lose this valuable traffic to proprietary operations unless the sought rate relief is granted. Applicant asserts that the shipments in question will commence to move early in December and expedited action in this matter is necessary because of the seasonal nature of the movement and its dependence to a certain degree on weather conditions.

Revenue and expense data submitted by applicant indicate that the transportation involved may reasonably be expected to be profitable under the proposed rates for the ensuing year.

The application was listed on the Commission's Daily Calendar of November 4, 1975. No objection to the granting of the application has been received.

In the circumstances, the Commission finds that applicant's proposal is reasonable. A public hearing is not necessary. The Commission concludes that the application should be granted as set forth in the ensuing order.

In view of the urgency in this matter, this order will be made effective on the date hereof.

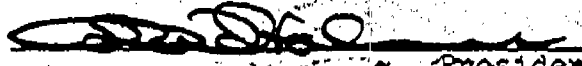
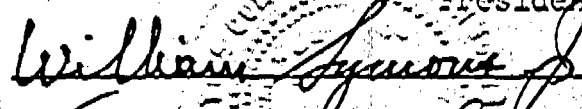
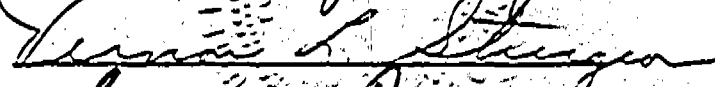

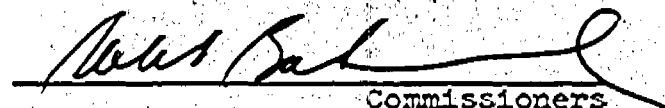
IT IS ORDERED that:

1. Osterkamp Trucking, Inc., a corporation, is authorized to transport boxes, fibreboard, paper, paperboard or pulpboard, K.D.F., for Hoerner Waldorf Corporation between Fullerton and points in Riverside and Imperial Counties within 190 to 240 miles of said city at rates less than the applicable minimum rates, but not less than the rates set forth in Appendix A, attached hereto and by this reference made a part hereof.
2. The authority granted herein shall expire one year after the effective date of this order unless sooner canceled, modified or extended by further order of the Commission.

A. 56044 - JW

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 16<sup>th</sup> day of  
December, 1975.

  
\_\_\_\_\_  
President  
  
\_\_\_\_\_  
  
\_\_\_\_\_  
  
\_\_\_\_\_  
  
\_\_\_\_\_  
Commissioners

## APPENDIX A

Osterkamp Trucking, Inc., a corporation, is authorized to transport boxes, fibreboard, paper, paperboard or pulpboard, K.D.F., strapped and banded to pallets for Hoerner Waldorf Corporation between Fullerton and points in Riverside and Imperial Counties within 190 to 240 constructive miles of said city at the rates indicated:

<u>Constructive Miles</u>		<u>Rates in Cents Per 100 Pounds</u>
<u>Over</u>	<u>But Not Over</u>	
190	200	62
200	220	65
220	240	69

Minimum Weight: 45,000 pounds

These rates apply only when shipment is loaded into carrier's equipment by forklift by the consignor and unloaded from carrier's equipment by forklift by the consignee without driver assistance and at no cost to the carrier. The shipping document shall indicate that the shipment was loaded by the consignor and is to be unloaded by the consignee under the conditions herein described. Consignee shall certify unloading in accordance with instructions.

In all other respects, the rates and rules set forth in Minimum Rate Tariff 2 shall apply.

(END OF APPENDIX A)