

Decision No. 85254

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of J. S. SHAFER, JR.  
for authority, pursuant to  
Provisions of Section 3666 of the  
Public Utilities Code, to depart  
from the minimum rates, rules and  
regulations of Minimum Rate  
Tariff No. 17-A.

Application No. 56055  
(Filed November 10, 1975)

INTERIM OPINION

Applicant J. S. Shafer, Jr., seeks to deviate from the rates named in Minimum Rate Tariff 17-A (MRT 17-A) for the transportation of rock, sand, and gravel between the production plant of Corona Rock, Corona, and All American Asphalt, Westminster. The rock quarry of Corona Rock is located in Production Area 33-R. All American Asphalt is located in Delivery Zone 30041. A rate of \$1.83 per ton is proposed which is 16 cents per ton less than the current effective minimum rate for the same transportation.

The transportation involved here is similar to that authorized by Decision No. 84531 dated June 10, 1975, as amended. That authority permits applicant to assess a rate less than minimum for a period during which actual costs would be measured, including those experienced by underlying carriers, for presentation at a public hearing to be scheduled. Similar action is appropriate in this matter, subject to the same limitations and conditions imposed by Decision No. 84952, as amended.

INTERIM ORDER

IT IS ORDERED that:

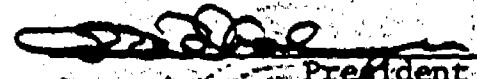


1. J. S. Shafer, Jr., is authorized to depart from the minimum rates set forth in Minimum Rate Tariff 17-A by charging those rates set forth in Appendix A of this decision. This authority does not include any deviation from any rates, rules, or regulations except as specifically set forth in Appendix A.

2. The authority granted shall expire June 30, 1976 unless sooner canceled, modified, or extended by order of the Commission.

3. A public hearing shall be scheduled on this application at a date to be set.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 16th  
day of DECEMBER, 1975.

  
President  
  
  
Commissioners

APPENDIX A

Shippers: Corona Rock, Corona, California.  
All American Asphalt, Westminster, California.

Commodities: Rock, sand, and gravel as described in Item 60,  
Minimum Rate Tariff 17-A.

From: Corona Rock, Corona. Production Area 33-R.

To: All American Asphalt, Westminster, Delivery Zone 30041.

Rate: \$1.83 per ton.

- Conditions:
- (a) Charges to underlying carriers for trailer rental shall be 25 percent of the rate authorized herein in connection with transportation services performed by such underlying carriers under the authority described above.
  - (b) In the event the minimum rate named in Minimum Rate Tariff 17-A applicable to transportation of rock, sand, or gravel from Production Area 33-R and Delivery Zone 30041 is adjusted by order of this Commission, the rate named above shall be adjusted proportionately.
  - (c) Other than the authority described above, all other provisions of Minimum Rate Tariff 17-A shall apply.