

ORIGINAL

Decision No. 85586

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investiga-)
tion for the purpose of consid-)
ering and determining minimum)
rates for transportation of)
general commodities within San)
Diego County as provided in)
Minimum Rate Tariff 9-B and the)
revisions or reissues thereof.)

Case No. 5439

SUPPLEMENTAL OPINION AND ORDER

By Decisions 85584 and 85585 entered today in Case 5432, et al., the Commission respectively found that the transportation of empty sea vans and flattened automobile bodies should be exempted from the application of the minimum rates named in Minimum Rate Tariffs 2, 1-B, 9-B and 19. The Commission concluded in said decisions that Minimum Rate Tariff 9-B should be amended by separate order and the required tariff revisions in each decision be consolidated to avoid dual adjustments in common tariff pages and the added printing and distribution expenses.

IT IS ORDERED that:

1. Minimum Rate Tariff 9-B (Appendix A of Decision 67766, as amended) is further amended by incorporating therein to become effective April 17, 1976, Fifteenth Revised Page 17, 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 67766, as amended, are hereby authorized to establish in their tariffs the revisions necessary to conform with the further adjustment ordered herein.
3. Tariff publications authorized to be made by common carriers as a result of this order 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 page 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 461.5 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.

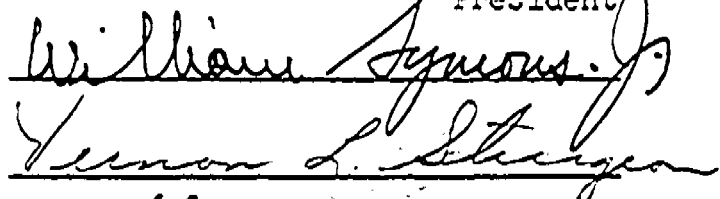
5. In all other respects Decision 67766, as amended, shall remain in full force and effect.

The effective date of this order shall be twenty days after the date hereof.

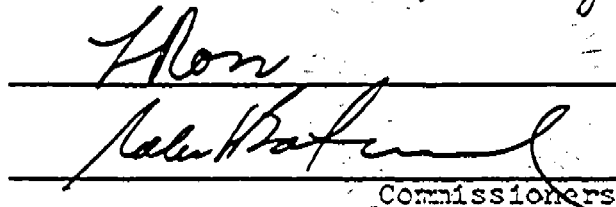
Dated at San Francisco, California, this 16th day of March, 1976.



President



Hon



Commissioners

MINIMUM RATE TARIFF

SECTION 1--RULES (Continued)	ITEM
<p style="text-align: center;">APPLICATION OF TARIFF--COMMODITIES (Continued) (Items 50, 51 and 52)</p> <p>2. Rates in this tariff will not apply to shipments consisting of the following commodities:</p> <ul style="list-style-type: none"> Accessories, motion picture Animals, live Automobiles, freight or passenger, set up (when rates are not otherwise provided in Minimum Rate Tariff 12) Baggage *Bodies, automobile, flattened Carriers, used packages, empty, returning from an outbound paying load of traffic for which no rates are provided in this tariff, or forwarded for a return paying load of traffic for which no rates are provided in this tariff Concrete transported in motor vehicles equipped for mechanical mixing in transit Cotton, in bales Cotton Linters, in bales Film, motion picture Fruits, fresh or green, not cold pack nor frozen (when rates are not otherwise provided in Minimum Rate Tariff 8) Furniture, household appliances and other home furnishings transported from retail stores or retail store warehouses where they have been sold at retail by a retail merchant, or transported from retail customers to retail stores, or retail store warehouses Houses which have been disengaged from their foundations, or sections thereof and integral parts or contents when the contents are transported within the houses Liquids, compressed gases, commodities in semi-plastic form and commodities in suspension in liquids in bulk, in tank trucks, tank trailers, tank semitrailers or a combination of such highway vehicles. (the terms "tank trucks, tank trailers and tank semitrailers" include any truck, trailer or semitrailer with carrier or shipper provided collapsible tanks or bags, 20 feet or more in length, 2,000 gallons or more in capacity and 20,000 pounds or more weight carrying capacity) Mushrooms, fresh, not cold pack nor frozen (when rates are not otherwise provided in Minimum Rate Tariff 8) Newspapers, newspaper supplements, sections or inserts (not scrap nor waste) Nuts, in the shell (when rates are not otherwise provided in Minimum Rate Tariff 8) Nuts, field shelled (when rates are not otherwise provided in Minimum Rate Tariff 9) Optical goods, as described in Items 41600, 41610, 57820, 57940, 58090, 58110 and 58320 of the Governing Classification, and prescription order forms, transported from or to wholesale houses in packages weighing 10 pounds or less when transported in vehicles not exceeding a licensed weight of 4,000 pounds Poultry, live Used property, as described in Minimum Rate Tariff 4-B, of state, county or municipal governments, or transported under an agreement whereby the governments contracted for the carrier's services *Vans, sea, viz.: A container not owned or furnished by the motor carrier, into which merchandise may be loaded for transportation, of not less than 800 cubic feet inside dimensions, and having either origin or destination at a port within the State of California. This exemption also applies to: (1) the movement of such container from any point in California to any other point in California when the purpose of such movement is to position the container for an export load or to return the empty container from which an import shipment has been unloaded to a sea van pool facility and (2) the movement of shipper-furnished chassis when such movement is in connection with the exempt transportation of sea vans as described herein. Vegetables, fresh or green, not cold pack nor frozen (when rates are not otherwise provided in Minimum Rate Tariff 8) Vehicles, disabled, when transported by towing Voting booths, ballot boxes, election tents, and election supplies when transported from or to polling places <p style="text-align: center;">(Continued in Item 52)</p>	51
Change) Addition) Decision No. 85586	
EFFECTIVE	
ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.	

Correction