

ORIGINAL

Decision No. 85587

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 in the )  
 Counties of Contra Costa, Lake, )  
 Marin, Mendocino, Monterey, )  
 Napa, San Benito, San Mateo, )  
 Santa Clara, Santa Cruz, Solano )  
 and Sonoma, and in the County )  
 of Alameda and in the City and )  
 County of San Francisco as )  
 provided in Minimum Rate Tariffs )  
 1-B and 19 respectively, and )  
 the revisions or reissues there- )  
 of. )

Case No. 5441

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 Tariffs 1-B and 19 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 1-B (Appendix B of Decision 65834, as amended) is further amended by incorporating therein to become effective April 17, 1976, Fifteenth Revised Page 14, attached hereto and by this reference made a part hereof.

2. Minimum Rate Tariff 19 (Appendix A of Decision 41363, as amended) is further amended by incorporating therein to become effective April 17, 1976, Fourteenth Revised Page 15-A, attached hereto and by this reference made a part hereof.

3. Common carriers subject to the Public Utilities Act, to the extent that they are subject to Decisions 41363 and 65834, as amended, are hereby authorized to establish in their tariffs the revisions necessary to conform with the further adjustments ordered herein.

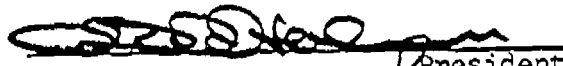
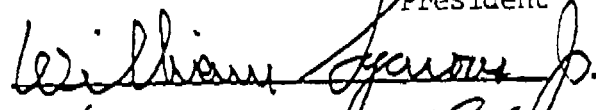



4. Tariff publications authorized to be made by common carriers as a result of this order shall be filed not earlier than the effective date of this order and may be made effective not earlier than the tenth day after the effective date of this order on not less than ten days' notice to the Commission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

5. 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.

6. In all other respects Decisions 41363 and 65834, 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 16<sup>th</sup> day of March, 1976.

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

MINIMUM RATE TARIFF 1-B

SECTION 1--RULES (Continued)	ITEM
<p style="text-align: center;">APPLICATION OF TARIFF--COMMODITIES (Continued) (Items 30, 31 and 32)</p> <p>2. Rates in this tariff will not apply to shipments consisting of the following commodities:</p> <p>Automobiles, set up (when rates are not otherwise provided in Minimum Rate Tariff 12)</p> <p>*Bodies, automobile, flattened</p> <p>Concrete transported in motor vehicles equipped for mechanical mixing in transit</p> <p>Fruits and vegetables, fresh or green, not cold pack nor frozen (when rates are not otherwise provided in Minimum Rate Tariff 8)</p> <p>Furniture, household appliances and other home furnishings, transported from retail stores where they have been sold at retail by a retail merchant, or transported from retail customers to retail stores</p> <p>Houses which have been disengaged from their foundations, or sections thereof and integral parts or contents when the contents are transported within the houses</p> <p>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)</p> <p>Motor vehicles when towed by a tow car</p> <p>Mushrooms, fresh, not cold pack nor frozen (when rates are not otherwise provided in Minimum Rate Tariff 8)</p> <p>Nuts, in the shell (when rates are not otherwise provided in Minimum Rate Tariff 8)</p> <p>Nuts, field shelled (when rates are not otherwise provided in Minimum Rate Tariff 8)</p> <p>Poultry, live</p> <p>Telephone directories, new, distributed to subscribers, and old, picked up from subscribers</p> <p>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</p> <p>*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.</p> <p>voting booths, ballot boxes, election tents and election supplies, when transported from or to polling places</p> <p style="text-align: center;">(Continued in Item 32)</p>	31
<div style="display: flex; align-items: center;"> <div style="margin-right: 10px;">             Change * Addition           </div> <div style="border-left: 1px solid black; padding-left: 10px;">             Decision No. <b>85587</b> </div> </div>	
EFFECTIVE	
ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.	

Correction

## MINIMUM RATE TARIFF 15

SECTION 1--RULES OF GENERAL APPLICATION (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> <p>Accessories and supplies, motion picture; film, motion picture Automobiles, set up (when rates are not otherwise provided in Minimum Rate Tariff 12) Baggage *Bodies, automobile, flattened Concrete transported in motor vehicles equipped for mechanical mixing in transit Fat, sweet cream, concentrated, frozen Fruits and vegetables, 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 where they have been sold at retail by a retail merchant, or transported from retail customers to retail stores 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) Livestock (when rates are not otherwise provided in Minimum Rate Tariff 3-A) Motor vehicles when towed by a tow car 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 8) Poultry, live Printed Matter, viz.: Advertising Matter, Books, Directories, Magazines, Pamphlets, Periodicals, Rating Books, Registers or Services; when tendered to one carrier at one time in a single lot consisting of identical articles for distribution to not less than eight separate addresses and where the weight of each delivery does not exceed 25 pounds Telephone Directories, new, distributed to subscribers; old, picked up from subscribers 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 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. Voting booths, ballot boxes, election tents and election supplies, when transported from or to polling places</p> <p style="text-align: center;">(Continued in Item 52)</p>	51
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