

ORIGINAL

Decision No. 85694

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 any)
and all commodities statewide)
including, but not limited to)
those rates which are provided)
in Minimum Rate Tariff 2 and the)
revisions or reissues thereof.)

Case No. 5432

ORDER OF SUSPENSION

California Trucking Association filed on March 26, 1976, a petition for reconsideration of Decisions 85584 and 85585, dated March 16, 1976.

Under the terms of Section 1733 of the Public Utilities Code, the effective date of the order is stayed until the petition is granted or denied. As information to interested parties affected, revised pages to Minimum Rate Tariff 2 will be issued by the order herein.

IT IS ORDERED that:

1. Minimum Rate Tariff 2 (Appendix D of Decision 31606, as amended) is further amended by incorporating therein, to become effective April 17, 1976, Sixty-third Revised Page 14, First Revised Page 14-A and Sixty-fifth Revised Page 15, which pages are attached hereto and by this reference made a part hereof.

C. 5432 - ANV

This order is effective on the date hereof.

Dated at San Francisco, California, this 13th day of
April, 1976.

	President
<u>William L. Hughes, Jr.</u>	
<u>Vernon L. Sturgeon</u>	
<u>Leonard Koz</u>	
<u>Robert B. Baniel</u>	
	Commissioners

Commissioner D. W. Holmes, being
necessarily absent, did not participate
in the disposition of this proceeding.

SECTION 1--RULES OF GENERAL APPLICATION (Continued)	ITEM
<p>APPLICATION OF TARIFF--COMMODITIES (Continued) (Items 40, 41 and 42)</p> <p>Except as otherwise specifically provided in this tariff, rates named herein apply for the transportation of all commodities except as provided in Paragraphs 1, 2 or 3 below:</p> <p>1. Rates in this tariff will not apply to the transportation of commodities when subject to the rates provided in the following minimum rate tariffs (or successive issues thereof):</p> <ul style="list-style-type: none"> 3-A - Livestock 4-B - Used household goods, personal effects and office, store and institution furniture, fixtures and equipment 6-A - Petroleum and petroleum products, as described, when transported in bulk in tank trucks, tank trailers or tank semitrailers 7-A - Property, as described, when transported in dump truck equipment 8 - Fresh fruits, fresh vegetables and specified empty containers 10 - Cement and other specified commodities 11-A - Uncrated new furniture 12 - Motor vehicles, as described in secondary movement by truckaway service 13 - Commodities transported by vacuum-type and pump-type tank vehicles 14-A - Specified agricultural commodities, in bulk 15 - Yearly, monthly, weekly and hourly vehicle unit rates 17-A - Property, as described when transported in dump truck equipment - Southern California 18 - Trailer coaches and campers 20 - Rock, sand and gravel in dump truck equipment - Northern California <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 Automobiles, set up (when rates are not otherwise provided in Minimum Rate Tariff 12) Baggage ** Buttermilk, liquid (subject to Note 1) Carriers (used packages), as described in Items 320 and 321 of the Exception Ratings Tariff, empty returning or forwarded for return loads (subject to Note 2) Cement Clinker Concrete transported in motor vehicles equipped for mechanical mixing in transit Cottage Cheese (subject to Note 1) Cotton Cream (subject to Note 1) Directories, telephone Eggs, other than shelled, desiccated or frozen (subject to Note 3) Fertilizers, as described in Items 540, 560 and 580 of the Exception Ratings Tariff Film, motion picture Fruit, dried, unmanufactured and unprocessed (subject to Note 3) Fruit, fresh or green, including dates, fresh, not cold pack nor frozen (when rates are not otherwise provided in Minimum Rate Tariff 8) Fruit, which are placed in a preservative and are destined to a cannery for processing into a preserved or pickled fruit Fungicides, agricultural Furniture, household appliances and other home furnishings which have been sold at retail by a retail merchant, transported from retail stores or retail store warehouses, or transported from retail customers to retail stores or retail store warehouses (subject to Note 4) Furniture, uncrated, new, of state, county or municipal governments, or transported under an agreement whereby the governments contracted for the carrier's services Hops Houses which have been disengaged from their foundations, or sections thereof and integral parts or contents when the contents are transported within the houses Mulls, almond, including shells and other waste from the hulling and shelling of almonds, not processed for use as animal or poultry feed Ice Cream Mix, unflavored (subject to Note 1) Insecticides, agricultural Jewelry transported from or to wholesale houses in packages weighing 10 pounds or less <p>(Continued in Item 41)</p>	<p>40</p>
<p>Change) ** Eliminated. Matter) Decision No. 85694 under suspension)</p>	
EFFECTIVE APRIL 17, 1976	
ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA. Correction	

SECTION 1--RULES OF GENERAL APPLICATION (Continued)	ITEM
<p style="text-align: center;">APPLICATION OF TARIFF--COMMODITIES (Continued) (Items 40, 41 and 42)</p> <p>2. Rates in this tariff will not apply to shipments consisting of the following commodities (concluded):</p> <p>Liquids, compressed gases, commodities in semi-plastic form and commodities in suspension in liquids in bulk, in tank trucks, tank trailers, tank semi-trailers or a combination of such highway vehicles (the terms "tank trucks, tank trailers, tank semitrailers" include truck, trailer or semitrailer with carrier or shipper provided collapsible tank 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>Livestock (when rates are not otherwise provided in Minimum Rate Tariff 3-A)</p> <p>Logs (wood)</p> <p>Milk, liquid (subject to Note 1)</p> <p>Newspapers, newspaper supplements, sections or inserts (not scrap or waste)</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>Optical goods transported from or to wholesale houses in packages weighing 10 pounds or less</p> <p>Pits, fruit</p> <p>Pot Cheese (subject to Note 1)</p> <p>Poultry, live</p> <p>Sea shells, crushed, ground, powdered or disintegrated (subject to Note 5)</p> <p>Seeds, as described under that heading in the Governing Classification, when shipped from point of growth to an accumulation station or point of initial processing, or from an accumulation station to point of initial processing; in bulk, or in containers with a capacity exceeding 40 cubic feet, or in packages weighing 50 pounds or more</p> <p>Shell Marl, crushed, ground or powdered (subject to Note 5)</p> <p>Shells, walnut</p> <p>Sulphur</p> <p>United States mail transported for the Post Office Department under contract</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>**</p> <p>Vegetables, fresh or green, including mushrooms, fresh, not cold pack nor frozen (when rates are not otherwise provided in Minimum Rate Tariff 8)</p> <p>Vegetables, which are placed in a preservative and are destined to a cannery for processing into a preserved or pickled vegetable</p> <p>Vegetables, dried, unmanufactured, viz.: Beans (except Mesquite), Lentils, Onions, Peas (except Cow Peas), Pepper Pods</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 41)</p>	41
<p>g Change)</p> <p>** Eliminated. Matter) Decision No. 85694</p> <p>under suspension)</p>	
EFFECTIVE APRIL 17, 1976	
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MINIMUM RATE TARIFF 2

SECTION 1--RULES OF GENERAL APPLICATION (Continued)	ITEM
<p style="text-align: center;">APPLICATION OF TARIFF--COMMODITIES (Continued) (Items 40, 41 and 42)</p> <p>NOTE 1--(a) Except as provided in paragraph (b), exemption applies only in connection with straight or mixed shipments of commodities making reference hereto and only when shipped in quantities of not less than 20,000 pounds. (b) The provisions of paragraph (a) of this note do not apply in connection with: (1) The transportation of eggs moving in straight shipments from point of production. (2) Shipments moving in tank trucks, tank trailers, tank semitrailers or a combination of such highway vehicles or in milk shipping cans from point of production.</p> <p>NOTE 2--Includes only used empty carriers which are returning from an outbound paying load of traffic for which rates are not provided in this tariff, or which are being forwarded for a return paying load of traffic for which rates are not provided in this tariff (subject to Item 80 of the Exception Ratings Tariff).</p> <p>NOTE 3--Exemption applies only as to dried fruit in the natural state and which has not been cleaned, washed, stemmed or otherwise prepared or partially prepared for human consumption.</p> <p>NOTE 4--Exemption applies only when the distance between point of origin and destination does not exceed 35 miles, computed in accordance with the provisions of Item 100.</p> <p>NOTE 5--Exemption applies only when shipper certifies on the shipping document covering the transportation that the shells or shell marl are being shipped for use as a fertilizer.</p> <p style="text-align: center;">(Continued in Item 42)</p>	<p style="text-align: center;">41 (Continued)</p>
<p>(1) Reissued without change, Decision No.</p> <p style="text-align: right; font-size: 1.5em;">85694</p>	
EFFECTIVE APRIL 17, 1976	
<p style="text-align: center;">ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.</p> <p>Correction</p>	