

ORIGINAL

Decision No. 86023

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 exception)
 ratings which apply in lieu of)
 those named in the governing)
 classification as provided in)
 Exception Ratings Tariff 1 and)
 the revisions or reissues there-)
 of.)

Case No. 7858

SUPPLEMENTAL OPINION AND ORDER

On August 27, 1975, the Commission's Freight Economics Branch of its Transportation Division mailed to interested parties a staff report which recommended the cancellation of certain exception ratings presently published in Exception Ratings Tariff 1 (ERT-1).

According to the report, some exception ratings, identified as item numbers from the National Motor Freight Classification (NMFC) and located in Sections 2-B and 2-C of ERT-1, move a significant volume of traffic. The staff proposes that such exception ratings be retained on a temporary basis until it completes its study of the involved ratings. Other exception ratings in Sections 2-B and 2-C of ERT-1 apply to commodities which move little or no traffic or move in less-truckload lots or in mixed shipments with other commodities. The volume of such movements under the latter exception ratings does not justify the continuance of said rates. The staff recommends that these ratings be canceled. The report also suggests that the exception ratings for fir barks (NMFC 21560) and sawdust (113200) be canceled as they are duplicated in Item 370 of Minimum Rate Tariff 2.

Written comments were received from Avon Products, Inc., California Manufacturers Association, California Trucking Association, Certain-Teed Products Corporation, Chevron Chemical Company, County of

Los Angeles (Purchasing and Stores Department), Diamond Shamrock Chemical, Dow Chemical U.S.A., Flintkote, General Portland Inc. (California Division), Johns-Manville Corporation, Kaiser Aluminum & Chemical Corporation, Potlatch Corporation, PPG Industries, Inc., Purex Corporation, State of California (Department of General Services), United States Borax & Chemical Corporation, United States Gypsum Company, United States Steel Corporation, and Wigle and Larimore. Certain suggested amendments by some of the aforementioned parties will be adopted.

The staff report and replies thereto are respectively received in evidence as Ex Parte Exhibits 1 and 2 in Case 7858.

Upon consideration of the evidence in this proceeding, the Commission finds that the staff's proposal, as hereinafter modified by certain suggestions from some of the interested parties, is reasonable and justified. A public hearing is not necessary. The Commission concludes that Exception Ratings Tariff 1 should be amended accordingly by the order herein.

IT IS ORDERED that:

1. Exception Ratings Tariff 1 (Appendix A of Decision 66195, as amended) is hereby further amended by incorporating therein, to become effective August 1, 1976, the revised pages contained in Appendix A 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 also to Decision 66195, as amended, are hereby directed to establish in their tariffs the increases necessary to conform with the further adjustments ordered by this decision.
3. Tariff publications required or 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 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; such tariff publications as are required shall be made effective not later than August 1, 1976; and as to tariff publications which are authorized but not required, the authority shall expire unless exercised within sixty days after the effective date of this order.

4. Common carriers, in establishing and maintaining the ratings authorized by this order, are 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 authorizations are hereby modified only to the extent necessary to comply with this order; and schedules containing the ratings 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 66195, 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 29th day of June, 1976.

President
William J. ...
Vernon L. ...
Ugo

Commissioners

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

*Abstain absent.
date to make decision
Robert ...*

APPENDIX A

LIST OF REVISED PAGES
TO EXCEPTION RATINGS TARIFF 1

NINTH	REVISED	PAGE 27-E
THIRTEENTH	REVISED	PAGE 27-F
EIGHTH	REVISED	PAGE 27-G
TENTH	REVISED	PAGE 27-U
SEVENTH	REVISED	PAGE 27-V
SEVENTH	REVISED	PAGE 27-W

EXCEPTION RATINGS TARIFF 1

NINTH REVISED PAGE.....27-E
 CANCELS
 EIGHTH REVISED PAGE.....27-E

SECTION 2-B--TRUCKLOAD CLASSES (RATINGS) AND MINIMUM WEIGHTS WHICH ARE EXCEPTIONS TO THE GC						ITEM
ARTICLES as described in the following items of the Governing Classification, viz.:						
ITEM	TL RATING	TL MINIMUM WEIGHT	ITEM	TL RATING	TL MINIMUM WEIGHT	
4620						
Sub 5	(35	40,000				
	(35.1	45,000				
14990	35.2	40,000	42140	35.2	40,000	
**			42160			
			Sub 2	35.2	40,000	
			42180	35.2	50,000	
			**			
			**			
32100			42480	35.3	40,000	
Sub 1	35.4	40,000	42910			
Sub 3	35.4	40,000	Sub 1	35.2	40,000	
**			Sub 2	35.2	40,000	
**						
**						
**						
32280						
Sub 1	35.2	40,000				
Sub 2	35.2	40,000				
Sub 3	35.2	40,000				
32330	35.4	40,000				
**						
**			45130	35.2	40,000	
**			**			
			**			
			48115	35.4	40,000	
			48140	35.4	40,000	
			48150	35.4	40,000	
			48160	35.4	40,000	
35240	35.2	40,000	48170	35.2	40,000	
**			48210	35.2	40,000	
38040	35.1	40,000	48250	35.2	40,000	
			**			
			**			
(E) Expires upon further order of the Commission.						
ø Change) ø Increase) ø Reduction) ** Eliminated)						Decision No. 86023
EFFECTIVE						
ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.						
Correction						

EXCEPTION RATINGS TARIFF I

SECTION 2-B--TRUCKLOAD CLASSES (RATINGS) AND MINIMUM WEIGHTS WHICH ARE EXCEPTIONS TO THE GC							ITEM
ARTICLES as described in the following items of the Governing Classification, viz.:							
ITEM	TL RATING	TL MINIMUM WEIGHT		ITEM	TL RATING	TL MINIMUM WEIGHT	
48420				**			
Sub 1	35.4	50,000		90160	35.4	40,000	
Sub 2	35.2	40,000		90210	35.3	50,000	
50540				90220	35.4	40,000	
Sub 1	35.3	40,000		90300	35.4	40,000	
**				**			
50560	35.4	40,000		90380	35.4	50,000	
50610	35.4	40,000		90400			
50620	35.3	40,000		Sub 1	35.2	40,000	
50700				Sub 2	35.2	40,000	
**				90630	35.4	50,000	
**				90650	35.4	50,000	
Sub 7	35.4	40,000		**			
50930	35.2	40,000		**			
51010	35.2	40,000		91890	35.2	40,000	
56320	35.1	40,000		91930	35.4	40,000	
57520	35.2	50,000		91950			
60000	(1) 35.2	40,000		Sub 1	35.2	40,000	
67060	35.1	40,000		Sub 2	35.2	40,000	
**				91960	35.2	40,000	
**							
(1) This rating also applies on Chemicals, Drugs, Medicines or Toilet Preparations in packages provided in separate descriptions for such articles as described in the following item numbers of the Governing Classification:							600 (E) 1040
42680	43220	43830	44570	45290	46050	46510	47290
42710	43310	43840	44580	45310	46070	46560	47300
42720	43330	43860	44590	45320	46090	46570	47310
42750	43350	43870	44600	45350	46100	46600	47320
42770	43370	43900	44710	45360	46140	46630	47350
42810	43380	43920	44770	45370	46180	46640	47360
42820	43400	43930	44780	45430	46210	46650	47380
42840	43420	43990	44800	45500	46220	46670	47390
42870	43430	44000	44820	45510	46260	46680	47410
42910	43440	44010	44920	45530	46280	46690	47420
42940	43450	44050	44940	45650	46300	46700	47430
42970	43460	44090	44950	45660	46310	46750	58650
43020	43520	44100	44960	45690	46320	46810	58690
43030	43630	44120	44980	45700	46330	46850	58730
43040	43640	44130	45080	45720	46360	46860	58840
43060	43650	44150	45130	45740	46370	46870	58860
43070	43690	44160	45140	45760	46390	46950	58980
43080	43700	44180	45170	45810	46420	46970	59050
43090	43710	44190	45175	45820	46430	46990	59360
43100	43730	44210	45180	45850	46440	47060	
43110	43750	44240	45200	45860	46450	47080	
43130	43760	44290	45210	45890	46460	47220	
43150	43780	44330	45240	45910	46470	47240	
43170	43790	44490	45270	45960	46500	47250	
when the value declared in writing by the shipper, or agreed upon in writing as the released value of the property, does not exceed 50 cents per pound, subject to the conditions specified in Items 60002, 60004 and 60006 of said Governing Classification.							
(E) Expires upon further order of the Commission.							
ø Change)		Decision No.		86023			
ø Increase)							
ø Reduction)							
** Eliminated)							
EFFECTIVE							
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Correction							

EXCEPTION RATINGS TARIFF 1

SECTION 2-B--TRUCKLOAD CLASSES (RATINGS) AND MINIMUM WEIGHTS WHICH ARE EXCEPTIONS TO THE GC						ITEM
ARTICLES as described in the following items of the Governing Classification, viz.:						
ITEM	TL RATING	TL MINIMUM WEIGHT	ITEM	TL RATING	TL MINIMUM WEIGHT	
91970	35.2	40,000	**			
105900	35.3	50,000	169710	35.4	50,000	800 (E) 1050
112320	35.1	40,000	170590	35.3	40,000	
112360	35.1	40,000	176520	35.2	40,000	
113200	35.4	40,000	182360	35.2	40,000	
133520	35.2	40,000	182420	35.2	40,000	
151390	35.2	40,000	182620	35.3	40,000	
Sub 7						
(E) Expires upon further order of the Commission.						
<div style="display: flex; justify-content: space-between;"> <div> o Change) o Increase) o Reduction) ** Eliminated) </div> <div style="text-align: center;"> Decision No. 86023 </div> </div>						
EFFECTIVE						
ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.						
Correction						

EXCEPTION RATINGS TARIFF 1

SECTION 2-C--RATINGS WHICH ARE INTERIM EXCEPTIONS TO RATINGS IN THE GOVERNING CLASSIFICATION (APPLIES ONLY IN CONNECTION WITH MINIMUM RATE TARIFFS 1-B, 2, 9-B AND 19)		ITEM
Item canceled. Governing Classification ratings apply.		80 1200
<div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div> <p>Change) Increase)</p> </div> <div> <p>Decision No. 86023</p> </div> </div>		
EFFECTIVE		
<div style="display: flex; justify-content: space-between;"> <div>Correction</div> <div>ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.</div> </div>		

SECTION 2-C--RATINGS WHICH ARE INTERIM EXCEPTIONS TO RATINGS IN THE GOVERNING CLASSIFICATION (APPLIES ONLY IN CONNECTION WITH MINIMUM RATE TARIFFS 1-B, 2, 9-B AND 19)			ITEM
CHEMICALS GROUP as described in the following items of the Governing Classification, viz.:			
ITEM	TL RATING	TL MINIMUM WEIGHT	No. (E) 1320
43940 Sub 2	45	30,000	
44610 Sub 3	55	36,000	
**			
(E) Expires upon further order of the Commission.			
x Change) o Increase) o Reduction) ** Items shown on Fifth) Revised Page 27-V and) not shown on this page) eliminated.)		Decision No. 86023	
EFFECTIVE			
Correction ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.			

EXCEPTION RATINGS TARIFF 1

SECTION 2-C--RATINGS WHICH ARE INTERIM EXCEPTIONS TO RATINGS IN THE GOVERNING CLASSIFICATION (APPLIES ONLY IN CONNECTION WITH MINIMUM RATE TARIFFS 1-B, 2, 9-B AND 19)		ITEM
Item canceled. Governing Classification ratings apply.		80 1640
<div>o Change) o Increase) Decision No. 86023</div>		
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Correction		