

ORIGINAL

Decision No. 86036

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
 Petition For Modification
 No. 897
 (Filed June 3, 1976)

OPINION AND ORDER

By this petition, Big Pine Trucking Company, Inc., a corporation, requests authority to continue to publish less-than-minimum rates for the transportation of clay and related articles from Laws, Keeler and Olancho to points within a defined Los Angeles area.¹ The current rates are scheduled to expire with July 1, 1976.

The petition is based on special circumstances and conditions detailed therein.

Revenue and expense data submitted by petitioner indicate that the transportation involved may reasonably be expected to be profitable under the proposed rates.

¹ The present and proposed rates in cents per 100 pounds for representative shipments of clay and related articles are:

<u>From</u>	<u>To</u>	<u>Present Rates</u>	<u>Proposed Rates</u>
		<u>Minimum Weight</u> <u>40,000 Pounds</u>	<u>Minimum Weight</u> <u>40,000 Pounds</u>
Laws	Los Angeles MZ 235	76	(
Keeler	Glendale	64	((1)50 (2)52
Olancho	Long Beach	68	(

- (1) When loaded and unloaded by consignor and consignee.
 (2) When loaded by consignor and unloaded with the assistance of one carrier employee.

The certificate of service shows that a copy of the petition was mailed to California Trucking Association and other interested parties on or about June 3, 1976. The petition was listed on the Commission's Daily Calendar of June 7, 1976. No objection to the granting of the petition has been received.

In the circumstances, the Commission finds that petitioner's proposal is reasonable. A public hearing is not necessary. The Commission concludes that the petition should be granted as set forth in the ensuing order and the effective date of this order should be the date hereof because there is an immediate need for this rate relief.

IT IS ORDERED that:

1. Big Pine Trucking Company, Inc., a corporation, is hereby authorized to publish and file, to expire with July 1, 1977, rates for the transportation of clay and related articles as set forth, and subject to the conditions specified, in Appendix A attached hereto and by this reference made a part hereof.

2. Tariff filings shall be made effective on not less than one day's notice to the Commission and to the public.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 29th day of June, 1976.

President
William S. Quisenberry Jr.

James L. Shugart

Alton

Robert Bakum
Commissioners

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

APPENDIX A
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Authorized Rates and Rules
Applicable Thereto

Application of Rates - Commodities

The rates herein set forth apply for the transportation of the following commodities when packed in bags and palletized:

Clay	Soapstone
Pyrophyllite	Talc
Silt (Soil)	Sand, including Silica Sand
Barytes	

Rate in Cents per 100 Pounds

From	To	Rate	Minimum Weight in Pounds Per Shipment
Laws	Points within the Los Angeles	#50	40,000
Keeler	Area as described below and	ø52	40,000
Olancha	points intermediate thereto.		

Applicable only when shipment is loaded into carrier's equipment by the consignor, and when shipment is unloaded without expense to carrier by consignee with power equipment, provided that the shipping document indicates that the shipment was loaded by consignor and is to be unloaded by consignee under conditions described in this reference. Consignee shall certify unloading in accordance with instructions.

ø Applicable only when shipment is loaded into carrier's equipment by the consignor, and when shipment is unloaded by consignee with the physical assistance of a single carrier employee (either driver or helper, subject to Note) by use of power equipment furnished by the consignee without expense to the carrier, provided the shipping document indicates that the shipment was loaded by consignor and is to be unloaded by consignee under circumstances outlined in this reference. Consignee shall certify unloading in accordance with instructions.

APPENDIX A
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Note: The physical assistance to be provided by the single carrier employee shall be restricted to work within, on, or immediately adjacent to the carrier's equipment.

Los Angeles Area: The Los Angeles Area, as so designated in connection with the rates set forth above, shall include Los Angeles and ten (10) miles thereof including Long Beach.

Shipments transported subject to the rates herein specified shall not be accorded privileges of split pickup or of split delivery.

Charges for transportation under the rates herein specified shall be assessed on gross weight of the shipment. No allowance shall be made for the weight of the bags and/or pallets.

(END OF APPENDIX A)