

Decision No. 86037

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application)
 of Central Coast Truck Service,)
 a corporation, for authority to)
 depart from the rates, rules and)
 regulations of Minimum Rate)
 Tariff No. 2 in connection with)
 certain transportation of commod-)
 ities requiring temperature)
 control service to be performed)
 for Safeway Stores, Incorporated,)
 under provisions of Section 3666)
 of the Public Utilities Code.)

Application No. 56405
 (Filed April 15, 1976)

OPINION AND ORDER

By this application, Central Coast Truck Service, Inc., a corporation, requests authority to deviate from the provisions of Minimum Rate Tariff 2 in connection with transportation for Safeway Stores, Incorporated of shipments of fruits or vegetables, fresh, cold pack, frozen, and frozen fruit juices or concentrates by allowing shipper an incentive allowance of five cents per 100 pounds to be deducted from freight charges when certain conditions are fulfilled as set forth in Exhibit A of the application.¹

¹The present and proposed rates in cents per 100 pounds, exclusive of applicable surcharges, for representative shipments of the aforementioned commodities are:

| Commodity | From | To | Present Rate | Proposed Rate |
|--------------------------------------|-------------|---------------------|---------------------------------|---------------------------------|
| | | | Minimum Weight 36,000 Pounds | Minimum Weight 40,000 Pounds |
| Frozen fruits and vege- tables | Bakersfield | Richmond | 137 | 132 |
| Frozen fruit juices | Watsonville | Santa Fe Springs | 145 | 140 |

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

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

The application was listed on the Commission's Daily Calendar of April 16, 1976. No objection to the granting of the application has been received.

In the circumstances, the Commission finds that applicant's proposal is reasonable. A public hearing is not necessary. The Commission concludes that the application should be granted as set forth in the ensuing order.

IT IS ORDERED that:

1. Central Coast Truck Service, Inc., a corporation, is authorized to perform the transportation shown in Appendix A attached hereto and by this reference made a part hereof at not less than the rates set forth therein.

2. The authority granted herein shall expire one year after the effective date of this order unless sooner cancelled, modified or extended by further order of the Commission.

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. Quinn

James L. Stinson

U. S. S.

Robert B. Smith
Commissioners

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

APPENDIX A

Central Coast Truck Service, Inc., a corporation, is authorized to transport fruits or vegetables, fresh, cold pack, frozen, sweetened or not sweetened, subject to class 37½ truckload rating on 36,000 pound minimum weight per Items 73280 and 75340 of National Motor Freight Classification 100-C, and frozen fruit juices and concentrates subject to exception rating 35.1 minimum weight 36,000 pounds as described in Item 320 of Minimum Rate Tariff 2 for Safeway Stores, Incorporated as set forth herein.

Section 1

Item 10 - Application of Rates

The minimum rates and rules set forth in Minimum Rate Tariff 2 are applicable on all shipments of commodities as described above requiring temperature control service except as provided in Section 2 herein and except that Items 200 to 241 of Minimum Rate Tariff 2 will not apply.

Section 2

Item 20 - Application

Shipments to Richmond, Sacramento and Santa Fe Springs from various points in California when transported by Central Coast Truck Service, Inc., are entitled to an incentive allowance of five (5) cents per 100 pounds to be deducted from freight charges, when all of the following conditions are met:

1. All commodities contained in the shipment are fully palletized or unitized and the shipment is loaded and unloaded, not by hand, but by mechanical means.

2. Each unit of carrier's equipment used to transport commodities rated hereunder shall be subject to minimum weight of not less than 40,000 pounds.

3. One hour free time will be allowed for loading and one hour free time will be allowed for unloading of shipments. Whenever the elapsed time between commencement and completion of the loading or unloading of shipments exceeds one hour for each service, additional charges for delay time in excess of one hour for each service shall be assessed as provided for in Item 145 of Minimum Rate Tariff 2.

4. Shipper must indicate the number of pallets and the weight thereof on bill of lading covering the loaded movements.

5. The provisions of this deviation authority apply only on shipments, the transportation charges for which are paid by Safeway Stores, Incorporated.

6. Applicant has not indicated that subhaulers will be engaged nor have any costs of subhaulers been submitted. Therefore, if subhaulers are employed, they shall be paid no less than the rates authorized herein.

7. In all other respects, the rates and rules set forth in Minimum Rate Tariff 2 shall apply.

(END OF APPENDIX A)