

Decision No. 86074**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Donel Products )  
 for authority to deviate from )  
 the minimum rates on scrap paper )  
 in bales from Arcata to points )  
 in Richmond and Oakland for the )  
 account of The Arcata Community )  
 Recycling Center. )

Application No. 56163  
 (Filed December 30, 1975,  
 Amended January 23, 1976)

OPINION AND ORDER

By this application, as amended, Donel Products, a corporation, requests authority to deviate from the provisions of Minimum Rate Tariff 2 in connection with the transportation of scrap paper in bales for Arcata Community Recycling Center between Arcata and Richmond and Oakland.<sup>1</sup>

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

The application and amendment were listed on the Commission's Daily Calendars of January 6 and 30, 1976, respectively. California Trucking Association (CTA) objected to the issuance of an ex parte order stating that the "lump sum" figures in the application "raise numerous questions and several apparent understatements." However, revenue and expense data submitted by applicant in its amended application indicate that the transportation involved may reasonably be expected to be profitable under the proposed rate.

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<sup>1</sup> The minimum rates in cents per 100 pounds, exclusive of applicable surcharges, and the proposed rates in cents per 100 pounds for the aforementioned transportation are:

	<u>Present Rates</u> <u>Minimum Weight</u> <u>50,000 Pounds</u>	<u>Proposed Rates</u> <u>Minimum Weight</u> <u>50,000 Pounds</u>
<u>From Arcata To</u>		
Oakland )		
)	100	65
Richmond )		

No comment has been received from CTA concerning the amendment to the application.

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

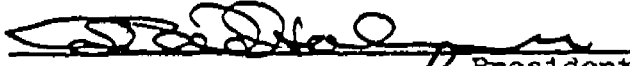
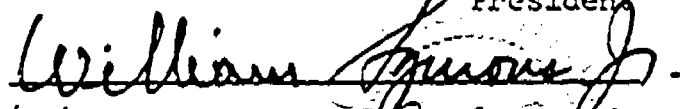
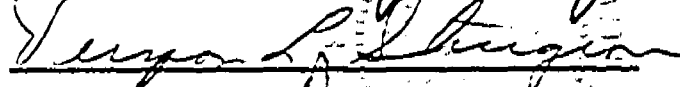


IT IS ORDERED that:

1. Donel Products, 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 rate 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 7<sup>th</sup> day of July, 1976.

  
President  
  
  
  
  
Commissioners

APPENDIX A

Donel Products, a corporation, is authorized to transport scrap or waste paper, in bales, for Arcata Community Recycling Center between Arcata and points in the cities of Richmond and Oakland at a rate of 65 cents per 100 pounds, minimum weight 50,000 pounds, subject to the following conditions:

Conditions:

1. This rate applies only when shipment is loaded into carrier's equipment by forklift by the consignor and unloaded from carrier's equipment by forklift by the consignee without driver assistance and at no cost to the carrier.
2. The shipping document shall indicate that the shipment was loaded by the consignor and is to be unloaded by the consignee under the conditions herein described.
3. Consignee shall certify unloading in accordance with instructions.
4. Applicant has not indicated 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.
5. In all other respects, the rates and rules in Minimum Rate Tariff 2 shall apply.

(END OF APPENDIX A)