

Decision No. 86097

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application of  
TRUX TRANSPORT, INC., a California  
corporation, for authority under  
Section 3666 of the Public Utilities  
Code of the State of California to  
deviate from the minimum rate for the  
transportation of various chemical  
products for Allied Chemical between  
certain interplant points.

Application No. 55861

SUPPLEMENTAL OPINION

By Decision No. 85087 dated November 12, 1975 in the instant application, Trux Transport, Inc. was authorized to deviate from the minimum rates set forth in Minimum Rate Tariff 2 for the transportation of various packaged chemicals, acids, and empty cylinders for Allied Chemical between its facilities in San Francisco and Nichols, on the one hand, and its facilities in Los Angeles and El Segundo, on the other hand.

On April 6, 1976 Trux Transport, Inc. filed a petition to modify the authority granted by Decision No. 85087 to expand the points between which the authorized rates apply.

The petition discloses that the circumstances and conditions for the transportation involved herein are the same as previously presented.

The petition was served upon the California Trucking Association and appeared on the Commission's Daily Calendar of April 7, 1975. No objections to the granting of the petition have

been received; however, the California Trucking Association requests that the following language be incorporated in the requested authority:

"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."

Appendix E of the application is entitled "Explanation of Cost Study"; said explanation discloses that applicant utilizes subhaulers, and appendix F attached to the application includes costs for subhaulers; therefore, the request of the California Trucking Association will not be adopted.

The staff of the Commission's Transportation Division has reviewed the petition and requests that Rule 5 of the existing authority be amended by adding the following:

"Shipping documents issued for the outbound movement and corresponding return movement shall be cross-referenced to the shipping documents or documents covering the other half of the-round trip movement."

Since the deviation is based upon round-trip transportation, the staff's recommendation will be adopted.

#### Findings

1. The proposed modification of the authority set forth in Decision No. 85087 is reasonable.
2. The circumstances and conditions are the same as presented in Application No. 55861.

The Commission concludes that Decision No. 85087 should be amended as hereinafter ordered.

SUPPLEMENTAL ORDER

IT IS ORDERED that:

1. Appendix A to Decision No. 85087 is amended by incorporating Revised Appendix A, attached hereto, in revision of Appendix A.

2. In all other respects Decision No. 85087 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 13th  
day of JULY, 1976.

William J. Thomas President  
Vernon L. Sturgeon  
Leonard R. ...  
Robert B. ... Commissioners

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Carrier: Trux Transport, Inc.

Shipper: Allied Chemical.

From: Shipper's facilities in San Francisco and Nichols.

To: Shipper's facilities in Los Angeles and El Segundo and shipper's customers located in Metropolitan Zones 201 through 262 as described in Distance Table 7.

And

From: Shipper's facilities in Los Angeles and El Segundo.

To: Shipper's facilities in San Francisco and Nichols and shipper's customers located in the counties of Alameda, Contra Costa, San Francisco, San Mateo, Santa Clara, and Solano.

Between: Shipper's facilities in San Francisco and Nichols, on the one hand, and shipper's facilities in Los Angeles and El Segundo, on the other hand.

<u>Commodities</u>	<u>N.M.F.C. 100-B</u> <u>Item</u>
Acetic Acid	3020
Acids, NOI Dry	3040
Acids, NOI Liquid	3050
Chromic Acid	4080
Hydrofluoric Acid	4180
Muriatic (Hydrochloric) Acid	4320
Nitric Acid	4360
Phosphoric Acid	4440
Phthalic Anhydride or Isophthalic Acid	4460
Sulphuric, or Oil of Vitriol	4540
Cylinders	41160
Acetone, NOI	42640
Alcohol	42690
Aluminum Sulphate or Papermakers' Alum	42910
Ammoniacal Liquor or Aqua Ammonia, NOI	42920
Fluoride	43010
Hydrogen Dioxide or Hydrogen Peroxide	44640
Bichromate	46160
Bisulphite Dry	46180
Carbonate	46220
Trichloroethylene	47200
Xylol or Xylene	47260
Bottles, Carboys, Demijohns or Jars, NOI	87720
Refrigerants, NOI, Liquid or Gas; or Dispersant or Refrigerated Gases, NOI	169270

1/ National Motor Freight Classification 100-B

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Rate: 89 cents per one hundred pounds.

Minimum Weight: 40,000 pounds per unit of carrier's equipment.

Rules:

1. Rate does not apply to shipments in bulk except for Cylinders and Carboys.
2. Rate applies only when shipping order and bill of lading contain the following notation: "The agreed on declared value of the property is hereby specifically stated by the shipper to be not exceeding 50 cents per pound for each article."
3. Rate applies on straight or mixed shipments.
4. Shipments are to be power loaded by consignor and power unloaded by consignee without the assistance of, and without any expense to the carrier.
5. Rate applies only when carrier is tendered a return movement covered by this deviation. Shipping documents issued for the outbound movement and corresponding return movement shall be cross-referenced to the shipping documents or documents covering the other half of the round-trip movement.

(End of Appendix A)