

Decision No. 86138

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the application )  
 of TRANS-VALLEY TRANSPORT, INC., )  
 a corporation for authority to )  
 depart from the rates, rules and )  
 regulations of Minimum Rate )  
 Tariff No. 2 under the provisions )  
 of the Highway Carrier's Act, on )  
 transportation for Spreckels )  
 Sugar Division, Amstar Corpora- )  
 tion. )

Application No. 56401  
 (Filed April 13, 1976)

OPINION AND ORDER

By this application Trans-Valley Transport, Inc., a corporation, requests authority to deviate from the provisions of Minimum Rate Tariff 2, in connection with transportation of sugar and mixed shipments of sugar and certain other foodstuffs for Spreckels Sugar Division, Amstar Corporation, from Spreckels to Los Angeles.<sup>1</sup>

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.

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<sup>1</sup> Applicant is applying the rail rate of 86 cents per 100 pounds, minimum weight 100,000 pounds, to the transportation of the sugar. The minimum rates, exclusive of the applicable surcharges, for a 45,000-pound mixed shipment of these foodstuffs vary according to the commodities transported and range from 89 cents per 100 pounds for mustard or catsup to 122 cents per 100 pounds for pepper. Applicant proposes to assess a flat charge per load of \$387 for all of these foodstuffs. This charge is equivalent to the rail rate of 86 cents per 100 pounds but based on a minimum weight of 45,000 pounds instead of the applicable minimum weight of 100,000 pounds.

The application was listed on the Commission's Daily Calendar of April 14, 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.

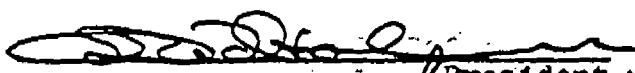
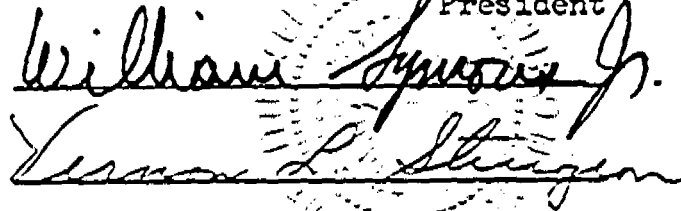
IT IS ORDERED that:

1. Trans-Valley Transport, 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 canceled, 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 19<sup>th</sup> day of July, 1976.

  
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President  
  
\_\_\_\_\_  
Commissioners

Commissioner Leonard Ross, being necessarily absent, did not participate in the disposition of this proceeding.

Commissioner Robert Batinovich, being necessarily absent, did not participate

-2- in the disposition of this proceeding.

APPENDIX A

Carrier: Trans-Valley Transport, Inc.

For: Spreckels Sugar Division, Amstar Corporation.

Commodity: Sugar or mixed truckloads of sugar and foodstuffs, such as salt, pepper, mustard, catsup and jam, in packages or packets.

From: Spreckels.

To: Spreckels Sugar Division, 1720 E. Washington Boulevard, Los Angeles.

Rates: A flat charge per load in the amount of \$387.00 will be assessed to shipper under the following circumstances:

- a. Shipper provides one load per day, five days per week, on a continuing basis, holidays excepted.
- b. Shipper loads and unloads carrier's equipment at no expense to carrier.
- c. When palletized shipments are transported, empty pallets may be returned free of charge.

Conditions:

1. 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 rate authorized herein.
2. In all other respects the rates and rules in Minimum Rate Tariff 2 shall apply.

(END OF APPENDIX A)