

Decision No. 86204

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Kings County Truck Lines for authority to charge less than the minimum rates heretofore established by the Commission, as authorized in Section 3666 of the Public Utilities Code of the State of California.

Application No. 56077  
(Filed November 19, 1975;  
amended July 7, 1976)

FINAL OPINION

By Decision No. 85432, issued February 10, 1976, interim authority was granted to Kings County Truck Lines (Kings County), a highway permit carrier, under Section 3666 of the Public Utilities Code to assess less than the established minimum rates for transportation performed for Dairyman's Cooperative Creamery Association (Dairyman's), Tulare. Kings County was authorized to transport dairy products as described in Items 335.6 and 335.7 of Minimum Rate Tariff 2 from Tulare to Lucky Stores, Inc., Buena Park; Safeway Stores, Inc., Santa Fe Springs; Wilsey Foods, Los Angeles; or Jerseymaid Foods, Los Angeles; and return to Tulare with various supplies used by Dairyman's from origins in the Los Angeles metropolitan area. Kings County was also authorized to transport dairy products to Safeway Stores, Inc., Richmond, and Lucky Stores, Inc., San Leandro, with return loads from suppliers located in the metropolitan San Francisco Bay area.

The interim authority granted in Decision No. 85432 is scheduled to expire August 10, 1976. Decision No. 85432 ordered that the effective date of that order would be extended only upon further decision based on evidence that the authorized rates are compensatory. The amendment to the application filed July 7, 1976 contains comprehensive cost data showing that the revised rates proposed to be assessed, based on the number of trips per week when the assigned tractor-trailer unit is utilized, will be fully compensatory.

In the circumstances the Commission finds that there are special conditions surrounding the proposed transportation services which will permit Kings County to achieve operating economies through the handling of full loads in each direction, that based on the data set forth in the amendment to the application the round-trip service can be performed at a profit, and that the proposed charges for round-trip services will be reasonable.

The Commission concludes that the authority requested in the amendment should be granted. The authority will be limited to a period of approximately one year inasmuch as transportation circumstances may change at any time.

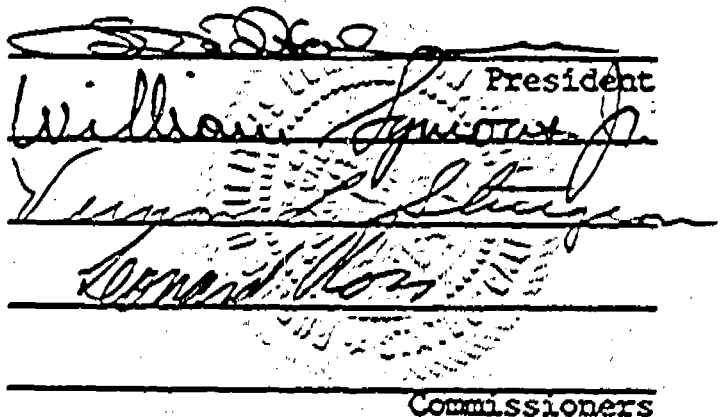
FINAL ORDER

IT IS ORDERED that:

1. Kings County Truck Lines, a corporation, is authorized to transport property for Dairyman's Cooperative Creamery Association, Tulare, at rates less than the established minimum rates, but not less than the rates set forth in Appendix A, attached hereto and made a part hereof.

2. The authority granted herein shall expire September 30, 1977. The effective date of this order is the date hereof.

Dated at San Francisco, California, this 3rd  
day of AUGUST, 1976.

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

Commissioner Robert Batinevich, being necessarily absent, did not participate in the disposition of this proceeding.

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Carrier: Kings County Truck Lines.

Shipper: Dairyman's Cooperative Creamery Association.

Commodities: Dairy products and other specified commodities.

Transportation: (Service and Charges) - (According to the number of trips per week by one unit of equipment.)

- A. Southbound: Dairy products from Tulare to Los Angeles, Buena Park, Venice, and Santa Fe Springs.

Northbound:

- 1.a. Empty pallets and milk cases from Buena Park to Tulare. (Round-trip charges.)

<u>One Trip</u>	<u>Two Trips</u>	<u>Three Trips</u>	<u>Four Trips</u>
\$392.00	\$336.00	\$318.00	\$309.00

- b. Supplies from Riverside, i.e., cups, paper or pulpboard, to Tulare, via Buena Park southbound. (Round-trip charges.)

<u>One Trip</u>	<u>Two Trips</u>	<u>Three Trips</u>	<u>Four Trips</u>
\$497.00	\$441.00	\$423.00	\$414.00

- c. Supplies from various suppliers, i.e., Weyerhaeuser Co., City of Industry, boxes and pulpboard; Custom Chemicals, Cudahy, cleaning compounds; American Can Co., Glendale, plastic food containers; American Food Labs., Glendale, stabilizers or emulsifiers; David Michael Co., dessert preparations; T-Chem Prod., Pico Rivera, lime; Pure Aire Corp., Van Nuys, clean air work stations; Fibreboard Corp., Vernon, boxes and pulpboard; St. Regis Paper Co., Los Angeles, bags, paper, noi; via Buena Park southbound. (Round-trip charges.)

<u>One Trip</u>	<u>Two Trips</u>	<u>Three Trips</u>	<u>Four Trips</u>
\$416.00	\$360.00	\$342.00	\$333.00

- 2.a. Empty pallets and milk cases from Santa Fe Springs to Tulare. (Round-trip charges.)

<u>One Trip</u>	<u>Two Trips</u>	<u>Three Trips</u>	<u>Four Trips</u>
\$388.00	\$332.00	\$314.00	\$305.00

- b. Supplies from Riverside, i.e., cups, paper or pulpboard, to Tulare, via Santa Fe Springs southbound. (Round-trip charges.)

<u>One Trip</u>	<u>Two Trips</u>	<u>Three Trips</u>	<u>Four Trips</u>
\$493.00	\$437.00	\$419.00	\$410.00

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- c. Supplies from various suppliers, as shown in paragraph 1.c, to Tulare, via Santa Fe Springs southbound. (Round-trip charges.)
- |                 |                  |                    |                   |
|-----------------|------------------|--------------------|-------------------|
| <u>One Trip</u> | <u>Two Trips</u> | <u>Three Trips</u> | <u>Four Trips</u> |
| \$412.00        | \$356.00         | \$338.00           | \$329.00          |
- 3.a. Empty pallets and milk cases from Wilsey Foods, Los Angeles, to Tulare. (Round-trip charges.)
- |                 |                  |                    |                   |
|-----------------|------------------|--------------------|-------------------|
| <u>One Trip</u> | <u>Two Trips</u> | <u>Three Trips</u> | <u>Four Trips</u> |
| \$378.00        | \$323.00         | \$304.00           | \$296.00          |
- b. Supplies, i.e., cups, paper or pulpboard, from Riverside to Tulare, via Wilsey Foods southbound. (Round-trip charges.)
- |                 |                  |                    |                   |
|-----------------|------------------|--------------------|-------------------|
| <u>One Trip</u> | <u>Two Trips</u> | <u>Three Trips</u> | <u>Four Trips</u> |
| \$483.00        | \$428.00         | \$409.00           | \$401.00          |
- c. Supplies from various suppliers, as shown in paragraph 1.c, to Tulare, via Wilsey Foods southbound. (Round-trip charges.)
- |                 |                  |                    |                   |
|-----------------|------------------|--------------------|-------------------|
| <u>One Trip</u> | <u>Two Trips</u> | <u>Three Trips</u> | <u>Four Trips</u> |
| \$402.00        | \$347.00         | \$328.00           | \$320.00          |
- 4.a. Empty milk cases and pallets from Jerseymaid Foods, Los Angeles, to Tulare. (Round-trip charges.)
- |                 |                  |                    |                   |
|-----------------|------------------|--------------------|-------------------|
| <u>One Trip</u> | <u>Two Trips</u> | <u>Three Trips</u> | <u>Four Trips</u> |
| \$408.00        | \$353.00         | \$334.00           | \$324.00          |
- b. Supplies, i.e., cups, paper or pulpboard, from Riverside to Tulare, via Jerseymaid southbound. (Round-trip charges.)
- |                 |                  |                    |                   |
|-----------------|------------------|--------------------|-------------------|
| <u>One Trip</u> | <u>Two Trips</u> | <u>Three Trips</u> | <u>Four Trips</u> |
| \$513.00        | \$458.00         | \$439.00           | \$429.00          |
- c. Supplies from various suppliers, as shown in paragraph 1.c, to Tulare, via Jerseymaid southbound. (Round-trip charges.)
- |                 |                  |                    |                   |
|-----------------|------------------|--------------------|-------------------|
| <u>One Trip</u> | <u>Two Trips</u> | <u>Three Trips</u> | <u>Four Trips</u> |
| \$432.00        | \$377.00         | \$358.00           | \$348.00          |
- 5.a. Empty milk cases and pallets from Edgemar Farms, Venice, and Lucky Stores, Buena Park, to Tulare. (Round-trip charges.)
- |                 |                  |                    |                   |
|-----------------|------------------|--------------------|-------------------|
| <u>One Trip</u> | <u>Two Trips</u> | <u>Three Trips</u> | <u>Four Trips</u> |
| \$413.00        | \$357.00         | \$339.00           | \$329.00          |

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- b. Supplies, i.e., cups, paper or pulpboard, from Riverside to Tulare, via Venice and Buena Park southbound. (Round-trip charges.)

<u>One Trip</u>	<u>Two Trips</u>	<u>Three Trips</u>	<u>Four Trips</u>
\$518.00	\$462.00	\$444.00	\$434.00

- c. Supplies from various suppliers, as shown in paragraph 1.c, to Tulare, via Venice and Buena Park southbound. (Round-trip charges.)

<u>One Trip</u>	<u>Two Trips</u>	<u>Three Trips</u>	<u>Four Trips</u>
\$437.00	\$381.00	\$363.00	\$353.00

- B. Northbound: Dairy products from Tulare to San Leandro and Richmond.

Southbound:

- 1.a. Empty milk cases and pallets from Safeway Stores, Richmond, to Tulare. (Round-trip charges.)

<u>One Trip</u>	<u>Two Trips</u>	<u>Three Trips</u>	<u>Four Trips</u>
\$424.00	\$369.00	\$349.00	\$340.00

- b. Supplies from various suppliers, i.e., Shade Foods Inc., Belmont, flavoring compounds; Dow Chemical Co., Fresno, plastic film; Leslie Salt Co., Newark, salt; Morton Salt Co., Newark, salt; A. E. Staley Co., San Leandro, corn sugar; Western Kraft, San Leandro, boxes, pulpboard; Germantown Mfg. Co., Oakland, stabilizers or emulsifiers; or Fibreboard Products, San Jose, fibreboard boxes, via Safeway Stores, Richmond. (Round-trip charges.)

<u>One Trip</u>	<u>Two Trips</u>	<u>Three Trips</u>	<u>Four Trips</u>
\$448.00	\$393.00	\$374.00	\$362.00

- c. Boxes, pulpboard, from American Can Co., Modesto to Tulare, via Safeway Stores, Richmond. (Round-trip charges.)

<u>One Trip</u>	<u>Two Trips</u>	<u>Three Trips</u>	<u>Four Trips</u>
\$440.00	\$384.00	\$365.00	\$354.00

- 2.a. Empty milk cases and pallets from Lucky Stores, San Leandro, to Tulare. (Round-trip charges.)

<u>One Trip</u>	<u>Two Trips</u>	<u>Three Trips</u>	<u>Four Trips</u>
\$404.00	\$348.00	\$330.00	\$320.00

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- b. Supplies from various suppliers, as shown in paragraph 1.b, to Tulare, via Lucky Stores, San Leandro. (Round-trip charges.)

<u>One Trip</u>	<u>Two Trips</u>	<u>Three Trips</u>	<u>Four Trips</u>
\$428.00	\$372.00	\$354.00	\$343.00

- c. Boxes, pulpboard, from American Can Co., Modesto, to Tulare, via Lucky Stores, San Leandro. (Round-trip charges.)

<u>One Trip</u>	<u>Two Trips</u>	<u>Three Trips</u>	<u>Four Trips</u>
\$420.00	\$364.00	\$345.00	\$336.00

- C. From Dairyman's Cooperative Creamery Assn., Tulare, to Exeter Cold Storage, Exeter, California, and return. (Round-trip charges.)

	<u>One Trip</u>	<u>Two Trips</u>	<u>Three Trips</u>	<u>Four Trips</u>	(Per Week)
	\$235.00	\$180.00	\$162.00	\$154.00	
(1)	\$235.00	\$180.00	\$162.00	\$154.00	} Loads Per Day
(2)	\$310.00	\$256.00	\$238.00	\$229.00	
(3)	\$420.00	\$365.00	\$348.00	\$338.00	

Equipment: Three-axle tractor, White Freightliner, and 46' semitrailer with refrigeration unit.

Physical Operation: Driver and equipment domiciled at Tulare, Calif.

Regulations:

- A. Loading and unloading at Dairyman's Cooperative Creamery, Tulare, to be performed by Dairyman's employees.
- B. Kings County Truck Lines' drivers to assist in unloading and reloading at all other locations, with free time and charges as shown:
  1. Two and one half hours free time at:
    - a. Safeway Stores, Santa Fe Springs and Richmond.
    - b. Lucky Stores, Buena Park and San Leandro.
    - c. Wilsey Foods, Los Angeles.
  2. Four hours free time at:  
Jerseymaid Foods, Los Angeles.
  3. One half hour free time at:  
Edgemar Farms, Venice.

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4. One hour free time at:  
Suppliers or shipping points other than the delivery point of the inbound load of dairy products. Maximum of two stops en route back to Tulare.
5. Lumper charges at the expense of Dairyman's Cooperative Creamery.
6. Excessive time to be charged for at the rate of \$12.75 per hour, figured on quarter hour intervals.