

Decision No. 86210**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application )  
 of Wallace Transport for Authority )  
 to depart from the rates, rules )  
 and regulations in Minimum Rate )  
 Tariff No. 2 under provisions of )  
 Section 3666 of the Public )  
 Utilities Code, for the transpor- )  
 tation of Dried Fruit (specif- )  
 ically Raisins), for General )  
 Foods Corp. )

Application No. 56526  
 (Filed June 3, 1976)

OPINION AND ORDER

By this application, Wallace Transport, a corporation, requests authority to deviate from the provisions of Minimum Rate Tariff 2 in connection with the transportation of raisins, in bulk, in tote bins, on pallets from Kingsburg and Fresno to Modesto for General Foods Corporation.<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>The present rates, excluding the applicable surcharge, and the proposed rates in cents per 100 pounds for representative shipments of raisins, in bulk, in tote bins, are:

To Modesto From	Present Rates Minimum Weight <u>42,000 Pounds</u>	Proposed Rates Minimum Weight <u>45,000 Pounds</u>
Kingsburg	62	35
Fresno	58	30

The application was listed on the Commission's Daily Calendar of June 4, 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 and the effective date of this order should be the date hereof because there is an immediate need for this rate relief.

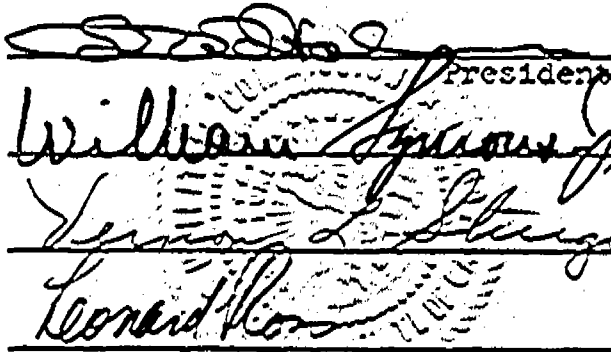
IT IS ORDERED that:

1. Wallace Transport, 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 is the date hereof.

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

  
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President  
William L. Stinson  
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Leonard K. Rosen  
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Commissioners

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

APPENDIX A

Wallace Transport, a corporation, is authorized to transport raisins, in bulk, in tote bins, on pallets, from Kingsburg and Fresno to Modesto for General Foods Corporation at the following rates:

To Modesto From	Rates in Cents per <u>100 Pounds</u>
Kingsburg	35
Fresno	30

Conditions:

1. The minimum weight per shipment shall be 45,000 pounds.
2. The charges as set forth above are for one pickup and one delivery on one unit of carrier's equipment.
3. Shipments shall be power loaded and power unloaded without the assistance of, or expense to, the carrier.
4. An allowance of two minutes per ton shall be made by carrier for loading the shipment and two minutes per ton for unloading the shipment.
5. Loading or unloading time in excess of two minutes per ton shall be assessed at the rates provided in Item 145 of Minimum Rate Tariff 2.
6. Carrier's liability shall be limited to 25 cents per pound valuation.
7. All freight charges shall be paid by General Foods Corporation.

APPENDIX A

8. Carrier shall return the pallets and the tote bins, knocked down, to the shipper, free of charge.
9. 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.
10. In all other respects, the rates and rules in Minimum Rate Tariff 2 shall apply.

(END OF APPENDIX A)