

ORIGINAL

Decision No. 86224

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 FEDERAL REFRIGERATED TRANSPORTATION)
 CO. for an order authorizing)
 departure from the minimum rates)
 and rules pursuant to the prov-)
 isions of Minimum Rate Tariff No. 15)
 for the transportation of aluminum)
 cans and related products for the)
 account of Schlitz Brewing Company)
 under vehicle unit rates as)
 established under Minimum Rate)
 Tariff No. 15.)

Application No. 55634
 (Filed April 16, 1975;
 amended May 19, 1976)

O P I N I O N

By Decision No. 84552 dated June 17, 1975, applicant Federal Refrigerated Transportation Co. was authorized to depart from the provisions of Note 2 of Item 211 of Minimum Rate Tariff 15 in connection with transportation of aluminum cans and related articles for Schlitz Brewing Company by assessing the applicable minimum yearly vehicle unit rates in that tariff for the first of two 8-hour shifts per day in the same equipment with a different driver for each shift and \$1,963.08 plus the applicable mileage rates in Item 510 of the tariff for the second 8-hour shift.

By amendment to the application, applicant requests that the authority be amended to further depart from the requirements of Note 2, Item 211 of Minimum Rate Tariff 15. That tariff provision requires that premium pay and charges for excessive hours be assessed for service exceeding 8 hours in one day. Applicant seeks to eliminate this premium pay and excessive hours charge. Assuming that service is performed Monday through Friday,

the requested relief will result in a reduction of about \$700 per week from the otherwise applicable minimum rates.

After consideration the Commission finds that the requested relief is reasonable and concludes that it should be granted. A public hearing is not necessary.

ORDER

IT IS ORDERED that:

1. Federal Refrigerated Transportation Co. is authorized to depart from the provisions of Note 2, Item 211 of Minimum Rate Tariff 15 in connection with transportation of aluminum cans and related articles for Schlitz Brewing Company to the extent that applicable minimum yearly vehicle unit rates will be assessed for each of two 8-hour shifts in the same equipment with a different driver for each shift, except that no premium pay or excessive hours charges will be assessed for the second 8-hour shift.

2. In all other respects, the provisions of Minimum Rate Tariff 15 shall apply.

3. The authority granted shall expire one year after the effective date of this order unless sooner canceled, modified, or extended by order of the Commission.

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 10th day of AUGUST, 1976.

Commissioner D. W. Holmes, being necessarily absent, did not participate in the disposition of this proceeding.

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

President
William J. ...
Commissioners