

Decision No. 86470

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of EMERY WAREHOUSE CO. for an)
Increase in Rates.)

Application No. 56669
(Filed August 4, 1976)

OPINION AND ORDER

Applicant is a public utility warehouseman for the storage of general commodities at Emeryville. The rates, rules, and regulations governing applicant's operations are contained in California Warehouse Tariff Bureau Tariffs Nos. 48-A and 49-A, Cal.P.U.C. Nos. 253 and 262 respectively, of Jack L. Dawson, Agent.

Applicant requests authority to increase the rates and charges named in the above named tariffs by ten percent.

Applicant alleges that its present rates do not yield sufficient revenue to allow applicant to conduct its warehouse operations at a profit.

Applicant's rates were last adjusted pursuant to authority granted by Decision 83246 dated August 6, 1974, in Application 54589.

Applicant further alleges the present rates are no longer compensatory and additional revenue is required because of increased costs in labor, power, taxes and other operating costs.

Exhibit C, attached to the application, contains revenue and expense data for the test year ended July 31, 1976 together with adjustments to reflect the proposed increase in revenue should the application be granted. The exhibit discloses that during the test year applicant realized a profit of \$2,889 and an operating ratio, after taxes, of 97.9 percent. Had the sought rates been in effect during the test year with allowances for cost increases, applicant would have realized, after taxes, a profit of \$5,009 and an operating ratio of 96.7 percent.

Notice of the proposed increase was sent to each of applicant's storers. None of the storers have registered any objection to the proposed increases.

Findings


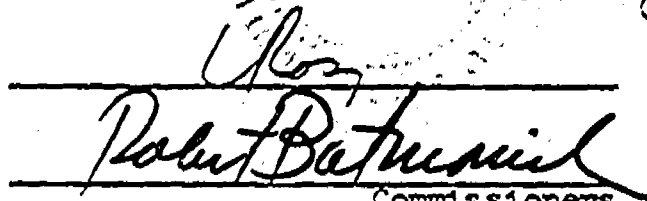
1. Applicant's rates were last adjusted by Decision 83246 dated August 6, 1974, in Application 54589.
2. Since applicant's rates were last adjusted, it has experienced increases in operating expenses, the most significant being the increased cost of plant and clerical labor.
3. Under the increase sought herein, applicant estimates it will realize additional revenue of \$19,709 and an operating ratio after taxes of 96.7 percent.
4. The proposed increases in applicant's rates and charges have been shown to be justified.
5. A public hearing is not necessary.

IT IS ORDERED that:

1. Emery Warehouse Co. is authorized to establish the increased rates proposed in Application 56669. Tariff publications authorized to be made as a result of this order shall be made effective not earlier than thirty days after the effective date of this order on not less than thirty days' notice to the Commission and to the public.
2. The authority shall expire unless exercised within ninety days after the effective date of this order.
3. The authority granted by this order is subject to the express condition that applicant will never urge before this Commission in any proceeding under Section 734 of the Public Utilities Code, or in any other proceeding, that this opinion and order constitute a finding of fact of the reasonableness of any particular rate or charge. The filing of rates and charges pursuant to this order will be construed as a consent to this condition.

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

Dated at San Francisco, California, this 5th day of October, 1976.


President
William L. Sturgeon, Jr.
Terrence L. Sturgeon

Commissioners