

ORIGINAL

Decision 84 05 023

MAY 2 1984

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Rozak Trucking, Inc., under Shortened Procedure Docket, seeking authority to publish tariff provisions resulting in increases due to proposed transfer of Applicant's rates to Cal-West Tariff Bureau, Inc., from Cal. P.U.C. Transition Tariffs

Shortened Procedure Tariff Docket Application 84-03-41 (Filed March 12, 1984)

and

For authority to depart from the provisions of Sections 454, 461.5 and 491 of the Public Utilities Code when accomplishing such publication.

O P I N I O N

By this application, Rozak Trucking, Inc. (Rozak), requests authority to cancel its adoption of Commission Minimum Rate Tariff 2 and to transfer its participation to Cal-West Tariff Bureau, Inc., Agent (Cal-West) Class Rate Tariff No. 26, Cal. P.U.C. No. 26; Conversion Tariff No. 600-A, Cal. P.U.C. No. 27 and Cal-West governing publications.

Rozak declares that a number of advantages would accrue to itself as a result of the proposed transfer. Rozak desires, however, to maintain its rates at the level of Minimum Rate Tariff 2 because it sees no advantage in increasing its rates, at this time, to the higher levels granted to Cal-West participants.

Due to inherent differences between tariffs issued by the Commission and tariffs issued by Cal-West, technical increases would result in the proposed transfer, but Rozak states that the increases would increase its California intrastate gross revenue by less than one percent.

Rozak has advised that the transfer is not considered to be a major action significantly affecting energy efficiency within the meaning of Public Utilities (PU) Code Sections 3502.1 and 3502.2.

The application was listed on the Commission's Daily Calendar of March 15, 1984. No protest to the application has been received.

Findings of Fact

1. The increases resulting from this proposal are justified.
2. The proposal will result in increasing Rozak's California intrastate gross revenue by less than 1%.
3. Rozak will maintain its present level of rates.
4. The following order has no reasonably foreseeable impact on the energy efficiency of highway carriers.
5. Limited authority to depart from the provisions of PU Code Section 461.5 is justified.
6. A public hearing is not necessary.

Conclusion of Law

The application should be granted.

O R D E R

IT IS ORDERED that:

1. Rozak Trucking, Inc. is authorized to cancel its adoption of Commission Minimum Rate Tariff 2 and to participate in the following tariffs issued by Cal-West Tariff Bureau, Inc., Agent:

Scope of Operations Tariff No. 200,
Cal. P.U.C. No. 2;
Governing Rules Tariff No. 300,
Cal. P.U.C. No. 3;
Class and Exception Ratings Tariff No. 22,
Cal. P.U.C. No. 22;
Class Rate Tariff No. 26, Cal. P.U.C. No. 26; and
Conversion Tariff No. 600-A, Cal. P.U.C. No. 27.

2. This order does not authorize applicant to adopt rates in tariffs of Cal-West Tariff Bureau, Inc., Agent, that are above the levels it is authorized to charge in adopted minimum rate tariffs. Applicant may, however, adopt the rules and charges for accessorial services and general tariff application published in tariffs of Cal-West Tariff Bureau, Inc., Agent.

3. Tariff publications authorized to be made as a result of this order shall be filed on or after the effective date of this order and may be made effective not earlier than 5 days after the effective date of this order on not less than 5 days' notice to the Commission and to the public.

4. Rozak Trucking, Inc. in establishing and maintaining the rates authorized by this order, is authorized to depart from the provisions of PU Code Section 461.5 to the extent necessary to adjust long- and short-haul departures now maintained under outstanding authorizations; such outstanding authorizations are modified only to the extent necessary to comply with this order; and schedules containing the rates published under this authority shall make reference to the prior orders authorizing long- and short-haul departures and to this order.

5. The cancellation of applicant's adoption of the Commission's minimum rate tariff shall be concurrent with the effective date of the authorized participation in the tariffs issued by Cal-West Tariff Bureau, Inc., Agent.

SPT A.84-03-41 T/PNK/SR/WPSC

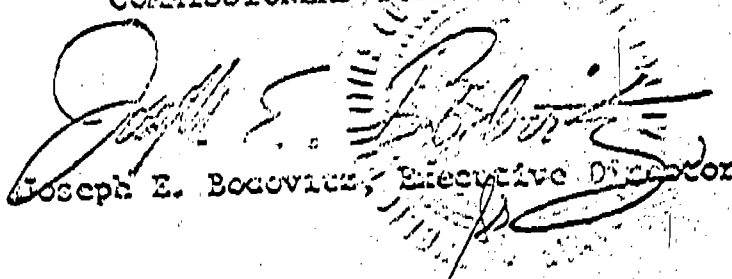
This order becomes effective 30 days from today.

Dated MAY 2 1984, at San Francisco, California.

LEONARD M. GRIMES, JR.
President

VICTOR CALVO
PRISCILLA C. GREW
DONALD VIAL
WILLIAM T. BAGLEY
Commissioners

I CERTIFY THAT THIS DECISION
WAS APPROVED BY THE ABOVE
COMMISSIONERS TODAY.


Joseph E. Bogovius, Executive Director