

Decision 84 05 078

MAY 16 1984

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application )  
of Western Motor Tariff Bureau, )  
Inc., seeking authority to )  
publish tariff provisions result- )  
ing in increases because of )  
proposed transfer of Wilkins )  
Draying Co., Reliable Crane and )  
Rigging, Inc., dba to Western )  
Motor Tariff Bureau, Inc. from )  
Commission Transition )  
Tariffs. )

Application 84-01-03  
(Filed January 3, 1984;  
Amended February 15, 1984)

O P I N I O N

Western Motor Tariff Bureau, Inc., Agent (WMTB), on behalf of Reliable Crane and Rigging, Inc., doing business as Wilkins Draying Co. (Wilkins), requests authority to cancel Wilkins' adoption of Commission tariffs and to simultaneously establish its participation in the following WMTB tariffs on five days' notice:

- Scope of Operations Tariff 175, CA PUC 103;
- Participating Carrier Tariff 171-B, CA PUC 104;
- Rules Tariff 170, CA PUC 51;
- Class Rate Tariff 570-A, CA PUC 85; and
- Exception Sheet 1-B, CA PUC 34.

Wilkins proposes to establish rates at the highest levels published by other WMTB members, and therefore requests authority to increase its rates and charges by approximately 23% to the level of WMTB tariff rates authorized by Decisions 92256, 92829, 93805, and Resolution TS-545.

Wilkins prepared financial data for the first nine months of 1983 setting forth actual revenue and expenses as well as projected results under the proposed rates.

Test Period - January through September, 1983

	<u>Present Rates</u>	<u>Proposed Rates</u>
Revenue		
Rates subject to this Application	\$ 20,778	\$ 25,557
*Other revenue	211,697	211,697
	<u>\$232,475</u>	<u>\$237,254</u>
Expenses	270,408	270,408
Loss	(37,933)	(33,154)
Operating Ratio	116.3	114.0

Wilkins only recently acquired Reliable Crane and Rigging, Inc., and acknowledges that more is needed than the proposed increases in its highway common carrier rates if it is to operate profitably. Wilkins is confident, however, that with its prior experience and expertise it will be able to improve its overall revenue picture with respect to its other operations, not covered by this application, and that transfer into WMTB Tariffs will give the flexibility required to remain competitive.

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\* Revenue from low bed cartage (heavy specialized permit) and subhauling activities. Commission authority is not needed to increase rates for these operations.

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

The application and amendment were listed on the Commission's Daily Transportation Calendars of January 9 and February 24, 1984, respectively. No objection to the granting of the application, as amended, has been received.

Findings of Fact

1. The proposed increase in applicant's rates and charges has been shown to be justified.
2. Limited authority to depart from the provisions of PU Code Section 461.5 is justified.
3. The following order has no reasonably foreseeable impact upon the energy efficiency of highway common carriers.
4. A public hearing is not necessary.

Conclusion of Law

The application should be granted.

O R D E R

IT IS ORDERED that:

1. Reliable Crane and Rigging, Inc., doing business as Wilkins Draying Co., is authorized to transfer from its adoption of Commission transition tariffs to tariffs issued by Western Motor Tariff Bureau, Inc., Agent, and increase its rates by approximately 23% as specifically proposed in the body of this opinion.

2. 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.

3. Reliable Crane and Rigging, 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.

4. The cancellation of applicant's adoption of Commission transition tariffs shall be concurrent with the effective date of the authorized participation in Western Motor Tariff Bureau, Inc., Agent tariff publications.

5. This application is granted as set forth above.

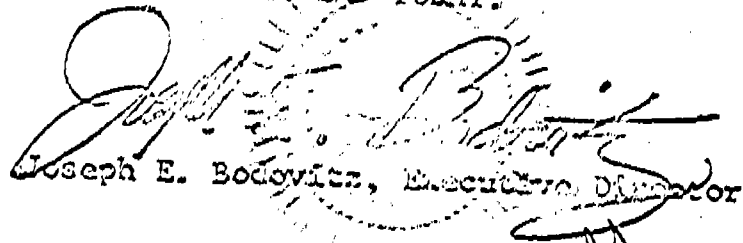
This order is effective 30 days from today.

Dated May 16, 1984, at San Francisco, California.

LEONARD M. GRIMES, JR.  
President  
VICTOR CALVO  
PRISCILLA C. GREW  
DONALD VIAL  
Commissioners

Commissioner William T. Bagley  
being necessarily absent, did  
not participate.

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

  
Joseph E. Bodovitz, Executive Director

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Dated MAY 16 1984, at San Francisco, California.

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