

Decision 84 07 030

JUL 5 1984

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 DI SALVO TRUCKING, CO., INC., for)
 authority to increase rates in)
 Tariffs, of which this Carrier is)
 party thereto, for this Carrier's)
 participation only, namely Western)
 Motor Tariff Bureau Tariff Nos. E.S.)
 1-B, 11, 106, 170, 20-4 DSAL, 273,)
 507-A (sic, 570-A) and 571)
 including reissues thereof)
 containing rates and charges for)
 this Common Carrier for the)
 transportation of Commodities and)
 the performance of specified)
 services related thereto.)

Application 84-04-021
(Filed April 4, 1984)

-And-

For authority to depart from the)
 terms of Section 454 and 491 of the)
 Public Utilities Code when)
 accomplishing such publication.)

O P I N I O N

By this application, Di Salvo Trucking Company, Inc.
 (Di Salvo), seeks authority to increase by 9% its Any Quantity and
 5000 pound rates and to increase charges in certain related tariff
 provisions. These rates, rules and regulations are published in the
 following tariffs as published by Western Motor Tariff Bureau,
 Inc., Agent (WMTB):

- Tariff No. E.S. 1-B, Cal P.U.C. No. 34;
- Tariff 11, Cal PUC No. 5;
- Tariff 106, Cal PUC No. 11;
- Tariff No. 170, Cal PUC No. 51;

Tariff 20-4 DSAL, Cal PUC No. 83;
 Tariff No. 273, Cal PUC No. 53;
 Tariff No. 570-A, Cal PUC No. 85; and
 Tariff No. 571, Cal PUC No. 49.

As justification for the proposed increase, applicant cites increases in operating expenses, the most significant being the increased costs of taxes, labor and equipment maintenance. Applicant's rates were last adjusted July 20, 1983, by Resolution TS-564 which authorized a 5% increase in rates and charges. However, Di Salvo has not taken all of the authorized increase with regard to rates based on weights greater than 10,000 pounds.

Di Salvo has submitted financial data for year-ending December 31, 1983 including the potential revenue impact of its authorized but unexercised authority and the requested 9% increase. From that data the staff has prepared a comparison of Di Salvo's financial position using the present costs being experienced compared with revenue earned in 1983, as adjusted to include the sought increase and increases previously granted but not yet applied.

Test Year Ending December 31, 1984

	<u>Present Rates</u>	<u>Proposed Rates (Estimated)</u>
Revenue	\$ 33,019,197	\$ 33,019,197
Unapplied Increases		200,000
9% Requested		2,971,727
Total Potential Revenue		<u>\$ 36,190,924</u>
Expenses. Revised to		
Reflect Current Costs	33,931,716	33,931,716
Profit (Loss)	(912,519)	2,259,208
Operating Ratio	102.8%	93.8%

The application was listed on the Commission's Daily Transportation Calendar of April 9, 1984. No protest to the granting of the application has been received.

The proposal is not a major action significantly affecting energy efficiency within the meaning of the Public Utilities (PU) Code Sections 3502.1 and 3502.2.

Findings of Fact

1. Di Salvo's rates were last adjusted July 20, 1983. Since then it has experienced increases in operating expenses, the most significant being the increased costs of taxes, labor and equipment maintenance.

2. Di Salvo by this application, is seeking a 9% increase in its Any Quantity and 5,000 pound rates and related charges in the rules and regulations in WMTB tariffs.

3. Under the sought 9% increase, Di Salvo estimates that it will realize additional revenue of \$2,971,727.

4. The increases resulting from this proposal are justified.

5. Authority to depart from the provisions of PU Code Section 461.5 is justified.

6. The following order has no reasonably foreseeable impact on the energy efficiency of highway common carriers.

7. A public hearing is not necessary.

Conclusion of Law

The application should be granted.

O R D E R

IT IS ORDERED that:

1. Di Salvo Trucking Company is authorized to increase its rates by 9% to apply on the Any Quantity and 5000 pound rates and related charges in the rules and regulations in the following tariffs as published by Western Motor Tariff Bureau, Inc., Agent:

Tariff No. E.S. 1-B, Cal P.U.C. No. 34;
Tariff 11, Cal PUC No. 5;
Tariff 106, Cal PUC No. 11;
Tariff No. 170, Cal PUC No. 51;
Tariff 20-4 DSAL, Cal PUC No. 83;
Tariff No. 273, Cal PUC No. 53;
Tariff No. 570-A, Cal PUC No. 85; and
Tariff No. 571, Cal PUC No. 49.

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. Di Salvo Trucking Company, 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 application is granted as set forth above.

This order becomes effective 30 days from today.

Dated JUL 5 1984, at San Francisco, California.

LEONARD M. CRIMES, JR.
President

VICTOR CALVO

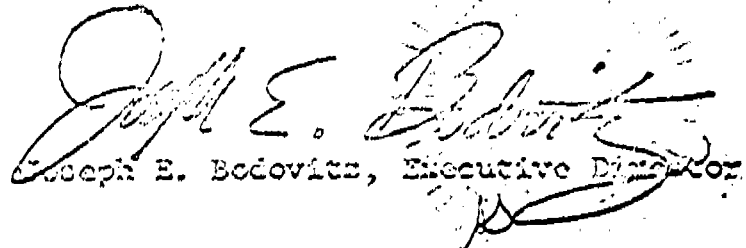
FRISCILLA C. CREW

DONALD VIAL

WILLIAM T. BAGLEY

Commissioners

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


Joseph E. Bodovitz, Executive Director