

Decision S4 07 132

JUL 18 1984

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Raintree Freight)
 System, Juan N. Meraz, d/b/a)
 pursuant to Shortened Procedure)
 Tariff Docket, seeking Commission)
 authority to publish tariff)
 provisions resulting in increases)
 due to proposed transfer of)
 Applicant's rates to Cal-West)
 Tariff Bureau, Inc., Agent, from)
 issues of CA PUC Transition)
 Tariffs)

Shortened Procedure
 Tariff Docket
 Application 84-04-034
 (filed April 6, 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, Juan N. Meraz, doing business as Raintree Freight System (Raintree), requests authority to cancel his adoption of Commission tariffs and to become a participant in tariffs issued by Cal-West Tariff Bureau, Inc., Agent (CWTB).

Raintree desires to become a party to CWTB tariffs to be able to avail himself of various bureau services, and has determined that a number of advantages will accrue to him as a result. Raintree wishes to publish rates at the Commission's transition tariff level; however, due to inherent differences in

wording and application of various rules governing CWTB tariffs as compared to the transition tariffs, certain technical increases and decreases would result. Raintree states that the increases would increase his California intrastate gross revenue by less than one percent.

Raintree declares that the proposal 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 Transportation Calendar of April 12, 1984. No objection to the granting of the application has been received.

Findings of Fact

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

Conclusion of Law

The application should be granted.

O R D E R

1. Juan N. Meraz, doing business as Raintree Freight System, is authorized to cancel his adoption of Commission tariffs and to participate in tariffs issued by Cal-West Tariff Bureau, Inc., Agent.

2. This order does not authorize applicant to publish rates in tariffs of Cal-West Tariff Bureau, Inc., Agent, that are above the levels it is authorized to charge by the Commission's transition tariffs. Applicant may, however, participate in the rules and charges for accessorial services and general tariff applications 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. Juan N. Meraz, in establishing and maintaining the rates and charges 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

(SPT) A.84-04-034 T/LJ/TCG/WPSC

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 Commission tariffs shall be concurrent with the effective date of the authorized participation in the tariffs issued by Cal-West Tariff Bureau, Inc., Agent.

6. The application is granted as set forth above.

This order becomes effective 30 days from today.

Dated JUL 18 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. Bodovitz, Executive Director