

Decision 88 03 009 MAR 09 1988

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application )  
of Con-Way Western Express, Inc., )  
a California corporation, for )  
authority to Amend Provisions of )  
its Zip Code Mileage Guide 100. )

Application 87-11-016  
(Filed November 17, 1987)

O P I N I O N

Con-Way Western Express, Inc. (Con-Way), a California corporation, with authority to transport general commodities within the State of California as a highway common carrier, seeks authority to amend its currently filed Zip Code Mileage Guide 100 (the Guide), CA PUC 11, which sets forth mileages between certain U. S. Postal Service three-digit and five-digit zip code zones for use in determining rates and charges contained in applicant's mileage tariff.

In Decision (D.) 86-02-018, dated February 5, 1986, Con-Way was initially granted authority to publish and file the Guide. Applicant was then authorized to make certain minor revisions and corrections to this publication in Shortened Procedure Tariff Docket (SPTD) Order No. 210, dated November 26, 1986.

Con-Way now requests authority to make certain additional technical adjustments to the Guide, and to correct certain input and typographical errors. Applicant also intends to replace certain three-digit zip code zones with expanded five-digit zip code zones.

The proposed amended publication would be reissued as Zip Code Mileage Guide 100-A (the amended Guide), CA PUC 13, and would be used in lieu of the Commission's Distance Table 8 (DT 8) in the determination of freight charges.

Con-Way's current Zip Code Mileage Guide 100 contains an alphabetical list of points served together with their respective U. S. Postal Service five-digit zip code designations. However, applicant did not include a similar list in the amended Guide which is now proposed. Tariff schedules of highway common carriers are required by Section 487 of the Public Utilities (PU) Code to plainly state the places between which property will be carried. Inclusion by Con-Way of such an alphabetical list in its amended Guide will meet this requirement, while also affording a convenient reference to users of the publication. Consequently, we shall require an alphabetical list of points with their U. S. Postal Service five-digit zip code designations in the amended filing.

The application was listed in the Commission's Daily Transportation Calendar of November 20, 1987. No protest to the granting of the application has been received. The application was not filed under authority granted pursuant to PU Code Section 496.

Findings of Fact

1. Con-Way requests authority to amend its own mileage guide, viz., Zip Code Mileage Guide 100, CA PUC 11, by issuing Zip Code Mileage Guide 100-A, CA PUC 13.

2. In accomplishing such publication, applicant requests authority to deviate from the Commission's DT 8, and in conjunction therewith, for authority to effect certain rate reductions and increases, and to depart from the provisions of PU Code Sections 461.5 and 491.

3. Information furnished in the application indicates that reductions and increases in mileages through use of the amended Guide will be minimal, and that using the amended Guide will contribute to the profitability of Con-Way's operations.

4. Applicant was initially authorized to file a zip code mileage guide in D.86-02-018, dated February 5, 1986. Certain revisions to the Guide were authorized by SPTD Order No. 210, dated November 26, 1986.

5. The reduced and increased charges resulting from the use of the amended Guide are just and reasonable.

6. The inclusion in the amended Guide of an alphabetical list of points with their U. S. Postal Service five-digit zip code designations is required by PU Code Section 487.

7. Limited authority to depart from the provisions of PU Code Section 461.5 is justified.

8. A public hearing is not necessary.

Conclusions of Law

1. The application should be granted.

2. In accomplishing such publication, Con-Way should be authorized to depart from the long- and short-haul provisions of PU Code Section 461.5, and from the notice provisions of PU Code Section 491.

O R D E R

IT IS ORDERED that:

1. Con-Way Western Express, Inc. is authorized to publish and file its proposed Zip Code Mileage Guide 100-A, CA PUC 13, as provided in the body of the opinion.
2. Con-Way Western Express, Inc. is authorized to deviate from the mileages in Distance Table 8.
3. An alphabetical list of points as specified in Finding 6 shall be incorporated by Con-Way Western Express, Inc. into Zip Code Mileage Guide 100-A, CA PUC 13, prior to filing with the Commission.
4. The publication 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.
5. In the publication and filing of the amended Guide authorized in Ordering Paragraph 1, Con-Way Western Express, Inc. is authorized to deviate from the long- and short-haul requirements of PU Code Section 461.5
6. This authority shall expire if not exercised within 60 days from the effective date of this order.

The application is granted as set forth above.

This order is effective today.

Dated MAR 09 1988, at San Francisco, California.

STANLEY W. HULETT  
President

DONALD VIAL  
FREDERICK R. DUDA  
G. MITCHELL WILK  
JOHN B. OHANIAN  
Commissioners

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

*Victor Weiler*  
Victor Weiler, Executive Director