

T/JE/ri

ORIGINAL

Decision 88 11 049 NOV 23 1988

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application)
of Western Motor Tariff Bureau,)
Inc., for and on behalf of)
Worldways Transportation, Inc.,)
a departure pursuant to Rule 2)
of General Order No. 147-A to)
publish provisions resulting)
in increases and/or decreases)
of proposed publication of)
hourly rates in Tariff WMT 113.)

Application 88-07-038
(Filed July 21, 1988)

And)

For authority to depart from)
provisions of Sections 452, 454)
and 491 of the Public Utilities)
Code when accomplishing such)
publication.)

O P I N I O N

Western Motor Tariff Bureau, Inc., (WMT), on behalf of Worldways Transportation, Inc. (Worldways), seeks authority for Worldways to establish hourly rates in WMT, Vehicle Unit Rate Tariff WMT 113, CA PUC 19; and to publish the necessary provisions showing the participation in Tariff WMT 113 in Participating Carrier Tariff WMT 171-C, CA PUC 148.

WMT states that recent business solicitations have uncovered various shippers in need of a carrier who can transport their freight at vehicle unit rates.

By establishing these rates, Worldways will be able to provide a new service to those shippers who desire to have their shipments delivered under vehicle unit rates.

WMT states that the addition of hourly vehicle unit rates will most likely result in both increases and decreases in Worldways revenue, depending on the commodities contained in the shipment(s), the weight of the shipment(s), the number of shipments transported and the amount of time required to deliver shipment(s). WMT further states that it would be impossible to determine whether an increase or decrease in revenue occurred until after a specific shipment has been transported.

WMT asserts that the proposal is a minor, technical change not adverse to the interests of other parties, non-controversial, and not of general interest due to the fact that many carriers already offer vehicle unit rates.

The application was listed on the Commission's Daily Transportation Calendar of July 26, 1988. No protest to the granting of the application has been received. The application was not filed under authority granted pursuant to Section 496 of the Public Utilities (PU) Code.

Findings of Fact

1. Worldways will be able to serve those shippers requiring hourly vehicle unit rates by participating in WMT Vehicle Unit Rate Tariff 113, CA PUC 19.
2. The proposal will result in both increases and decreases in Worldways revenue depending on the commodities contained in the shipment(s), the weight of the shipment(s), the number of shipments transported and the amount of time required to deliver the shipment(s).
3. A public hearing is not necessary.

Conclusion of Law

The application should be granted.

O R D E R

IT IS ORDERED that:

1. Worldways Transportation, Inc. is authorized to participate in Western Motor Tariff Bureau, Inc., Agent, Vehicle Unit Rate Tariff 113, CA PUC 19, and to be added to the Participating Carrier Tariff WMT 171-C, CA PUC 148.

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 or not less than 5 days' notice to the Commission and to the public.

3. Worldways Transportation, 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.

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4. This authority shall expire if not exercised within 60 days of the effective date of this order.

5. The application is granted as set forth above.

This order becomes effective 30 days from today.

Dated NOV 23 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.

John B. Ohanian

John B. Ohanian, Executive Director

John B. Ohanian