

Decision 90 11 013 NOV 09 1990

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation)
 for the purpose of considering and)
 determining minimum rates for the)
 transportation of rock, sand, gravel,)
 and related items in bulk, in dump)
 truck equipment in Southern)
 California, as provided in Minimum)
 Rate Tariff 17-A and Southern)
 California Production Area and)
 Delivery Zone Directory 1, and the)
 revisions or reissues thereof.)

ORIGINAL

Case 9819
Petition for Modification 126
(Filed July 9, 1990)

O P I N I O N

Industrial Asphalt (petitioner) filed a request for modification of Minimum Rate Tariff (MRT) 17-A.

Petitioner is a California joint-venture partnership in the business of producing, marketing, and distributing asphaltic concrete products using independent carriers, out of its facility located in existing Production Area 19MM in Canyon Country, Los Angeles County, to various points in Los Angeles and Ventura Counties. A copy of its Joint-Venture Partnership Agreement is attached as Appendix A to the original petition in this proceeding, in compliance with Rule 16 of the Commission's Rules of Practice and Procedure.

Zone delivery rates are now available for Item 60 commodities from petitioner's production facility to various Los Angeles and Ventura County delivery zones. Petitioner desires to have zone rates established for Item 65 commodities from Production Area 19MM to the same zones as now established for Item 60 commodities. Petitioner alleges that establishing those zone delivery rates will enable petitioner to compete with other producers who already charge the rates.

A copy of the application was served on the California Dump Truck Owners Association, Associated Independent Owner Operators, Inc., California Carriers Association, California Asphalt Pavement Association, Southern California Rock Products Association, and Department of Transportation of the State of California. The filing of the application was noted in the Commission's Daily Transportation Calendar of July 18, 1990. There have been no protests or requests for hearing.

The Transportation Division recommends that the petition be granted.

Findings of Fact

1. Petitioner produces and sells asphaltic concrete products out of its facility in Los Angeles County. Independent carriers haul the products to various points in Los Angeles and Ventura Counties.

2. Petitioner is applying to establish zone rates on Item 65 commodities from its production area to various delivery zones in Los Angeles and Ventura Counties.

3. Petitioner is now operating with difficulty since its competitors are authorized to charge zone rates.

4. The rates adopted in the following order will result in just, reasonable, and nondiscriminatory minimum rates for the transportation involved.

5. A public hearing is not necessary.

Conclusion of Law

HRT 17-A should be amended to extend zone rates for Item 65 commodities from petitioner's production area to the same zones in Los Angeles and Ventura Counties as now established for Item 60 commodities.

O R D E R

IT IS ORDERED that:

1. Minimum Rate Tariff (MRT) 17-A (Appendix C to Decision (D.) 80578, as amended) is further amended by incorporating Original Pages 11-MM, 11-MM-1, 15.1-MM, and 15.1-MM-1, attached, to become effective 30 days from today.

2. In all other respects, D.80578, as amended, shall remain in full force and effect.

3. The Executive Director shall serve a copy of this decision on each subscriber to MRT 17-A.

4. The petition is granted as set forth above.

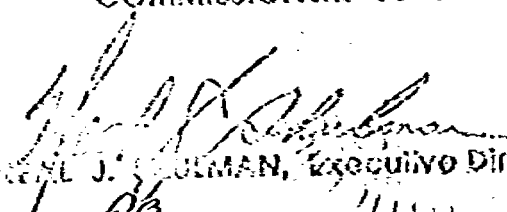
This order is effective today.

Dated NOV 08 1990 at San Francisco, California.

G. MITCHELL WILK
President
FREDERICK R. DUDA
JOHN B. OHANIAN
PATRICIA M. ECKERT
Commissioners

Commissioner Stanley W. Hulett,
being necessarily absent, did
not participate.

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


KARL J. SURMAN, Executive Director

SECTION 11 - ZONE RATES IN CENTS PER TON (Continued)

COMMODITIES AS DESCRIBED IN ITEM 65

FROM LOS ANGELES COUNTY PRODUCTION AREA 19-MM
TO THE DELIVERY ZONES SET FORTH BELOW

ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE
19001 193	19051 546	19101 687	19151 783	19201 836	19251 1245	19411 965
19002 161	19052 521	19102 711	19152 727	19202 728	19252 1095	19412 947
19003 179	19053 495	19103 648	19153 747	19203 859	19253 1276	19413 918
19004 162	19054 457	19104 659	19154 672	19204 840	19254 1203	19414 884
19005 155	19055 474	19105 625	19155 627	19205 867	19255 1168	19415 831
19006 434	19056 461	19106 595	19156 632	19206 936	19256 1116	19416 796
19007 470	19057 491	19107 557	19157 707	19207 300	19257 1151	19417 761
19008 162	19058 501	19108 549	19158 785	19208 912	19258 1105	19418 769
19009 152	19059 507	19109 568	19159 842	19209 940	19259 1085	19419 816
19010 376	19060 597	19110 590	19160 900	19210 892	19260 1073	19420 833
19011 447	19061 622	19111 560	19161 930	19211 910	19261 1115	19421 454
19012 538	19062 636	19112 582	19162 983	19212 823	19262 1081	19422 740
19013 464	19063 646	19113 561	19163 1045	19213 327	19263 1075	19423 335
19014 422	19064 764	19114 533	19164 1083	19214 555	19264 1109	19424 1005
19015 379	19065 637	19115 537	19165 1132	19215 586	19265 1130	19425 1028
19016 609	19066 656	19116 552	19166 736	19216 912	19266 1109	19426 1059
19017 630	19067 543	19117 549	19167 656	19217 858	19267 1106	19427 1041
19018 412	19068 540	19118 593	19168 691	19218 912	19268 1106	19428 1035
19019 468	19069 525	19119 614	19169 733	19219 907	19269 1189	19429 1012
19020 464	19070 504	19120 501	19170 748	19220 952	19270 1233	19430 960
19021 484	19071 496	19121 601	19171 757	19221 924	19271 1264	19431 932
19022 501	19072 514	19122 517	19172 743	19222 935	19272 1193	19432 490
19023 527	19073 441	19123 631	19173 739	19223 769	19273 1215	19433 565
19024 570	19074 525	19124 623	19174 744	19224 959	19274 1142	19434 876
19025 548	19075 561	19125 576	19175 782	19225 951	19275 1220	19435 876
19026 557	19076 539	19126 579	19176 805	19226 920	19276 1166	19436 895
19027 676	19077 629	19127 564	19177 505	19227 918	19277 1134	19437 923
19028 614	19078 663	19128 723	19178 761	19228 935	19278 1203	19438 976
19029 650	19079 822	19129 705	19179 786	19229 493	19279 1139	19439 1032
19030 651	19080 759	19130 745	19180 753	19230 945	19280 1219	19440 1000
19031 667	19081 713	19131 747	19181 744	19231 983	19281 1189	19441 953
19032 645	19082 635	19132 692	19182 753	19232 973	19282 1167	19442 948
19033 676	19083 683	19133 562	19183 692	19233 1026	19283 1162	19443 931
19034 675	19084 643	19134 646	19184 693	19234 537	19284 1142	19444 835
19035 622	19085 621	19135 534	19185 717	19235 767	19285 1128	19445 932
19036 597	19086 602	19136 610	19186 754	19236 1022	19286 1160	19446 932
19037 547	19087 586	19137 639	19187 308	19237 1028	19287 615	19447 967
19038 575	19088 564	19138 678	19188 763	19238 1005	19288 754	19448 975
19039 520	19089 533	19139 572	19189 729	19239 537	19289 744	19449 1005
19040 435	19090 525	19140 717	19190 305	19240 1034	19290 719	19450 921
19041 446	19091 535	19141 664	19191 519	19241 988	19401 1052	19451 1024
19042 440	19092 517	19142 647	19192 573	19242 1008	19402 1037	19452 1024
19043 475	19093 550	19143 672	19193 562	19243 1024	19403 1052	19453 1033
19044 471	19094 535	19144 670	19194 834	19244 1028	19404 1113	19454 1005
19045 471	19095 553	19145 657	19195 835	19245 1041	19405 1083	19455 1046
19046 507	19096 603	19146 712	19196 879	19246 1054	19406 1049	19456 997
19047 516	19097 636	19147 729	19197 933	19247 1074	19407 1050	19457 1022
19048 605	19098 653	19148 703	19198 768	19248 1061	19408 1020	19458 1026
19049 623	19099 652	19149 694	19199 774	19249 1028	19409 979	19459 1053
19050 537	19100 704	19150 675	19200 825	19250 1168	19410 969	19460 1067

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EFFECTIVE Dec. 9, 1990

CHANGE, DECISION

Correction

ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA,
SAN FRANCISCO, CALIFORNIA.

SECTION 11 - ZONE RATES IN CENTS PER TON (Continued)

COMMODITIES AS DESCRIBED IN ITEM 65

FROM LOS ANGELES COUNTY PRODUCTION AREA 19-MM
TO THE DELIVERY ZONES SET FORTH BELOW

ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE
19461 1012	55025 887					
19462 1057	55041 923					
19463 1055	55071 574					
19464 1041	55072 595					
19465 1053	55073 533					
19465 1038	55074 591					
19467 1125	55075 595					
19468 1135	55076 707					
19469 1045	55095 904					
19500 816	55096 766					
19601 656	56097 829					
19602 511	56112 846					
19603 545	56113 922					
19605 575	56114 874					
19604 574	56115 934					
19607 652						
19608 673						
19609 652						
19610 703						
19700 257						
19701 239						
19702 228						
19703 251						
19704 306						
19705 261						
19706 254						
19707 316						
19708 350						
19709 370						
19710 330						
19711 350						
19712 371						
19713 367						
19714 371						
19715 264						
19716 312						
19717 318						
56012 275						
56013 457						
56014 427						
56015 438						
56016 426						
56017 711						
56018 671						
56019 558						
56020 518						
56021 670						
56022 727						
56023 117						
56024 553						

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SECTION 15.1 - ZONE RATES IN CENTS PER TON (Continued)

COMMODITIES AS DESCRIBED IN ITEM 65

FROM LOS ANGELES COUNTY PRODUCTION AREA 19-MM
TO THE DELIVERY ZONES SET FORTH BELOW

ZONE RATE#	ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE
19001 232	19051 374	19101 454	19151 497	19201 567	19251 787	19411 637
19002 259	19052 374	19102 480	19152 510	19202 535	19252 751	19412 622
19003 269	19053 351	19103 441	19153 517	19203 589	19253 810	19413 609
19004 259	19054 328	19104 450	19154 467	19204 576	19254 837	19414 589
19005 289	19055 345	19105 477	19155 434	19205 586	19255 807	19415 553
19006 315	19056 332	19106 404	19156 474	19206 617	19256 754	19416 533
19007 338	19057 344	19107 344	19157 493	19207 596	19257 787	19417 513
19008 272	19058 355	19108 404	19158 559	19208 602	19258 751	19418 517
19009 275	19059 358	19109 376	19159 569	19209 635	19259 725	19419 566
19010 229	19060 411	19110 411	19160 606	19210 599	19260 715	19420 556
19011 322	19061 427	19111 344	19161 632	19211 512	19261 725	19421 569
19012 355	19062 434	19112 408	19162 665	19212 505	19262 701	19422 627
19013 335	19063 441	19113 394	19163 705	19213 563	19263 693	19423 655
19014 315	19064 526	19114 376	19164 728	19214 549	19264 721	19424 652
19015 279	19065 470	19115 474	19165 758	19215 502	19265 731	19425 678
19016 237	19066 454	19116 344	19166 503	19216 622	19266 735	19426 701
19017 235	19067 384	19117 414	19167 450	19217 583	19267 735	19427 692
19018 312	19068 391	19118 417	19168 477	19218 519	19268 751	19428 664
19019 315	19069 371	19119 431	19169 507	19219 605	19269 810	19429 668
19020 328	19070 351	19120 417	19170 530	19220 639	19270 847	19430 632
19021 341	19071 344	19121 417	19171 535	19221 649	19271 860	19431 614
19022 351	19072 365	19122 431	19172 520	19222 619	19272 817	19432 597
19023 371	19073 341	19123 437	19173 510	19223 637	19273 837	19433 579
19024 401	19074 371	19124 427	19174 503	19224 533	19274 794	19434 543
19025 334	19075 333	19125 454	19175 536	19225 635	19275 840	19435 583
19026 331	19076 431	19126 450	19176 540	19226 622	19276 800	19436 592
19027 421	19077 459	19127 437	19177 540	19227 422	19277 814	19437 609
19028 437	19078 474	19128 487	19178 520	19228 639	19278 834	19438 645
19029 447	19079 559	19129 477	19179 535	19229 678	19279 817	19439 635
19030 444	19080 523	19130 507	19180 520	19230 642	19280 827	19440 659
19031 454	19081 479	19131 510	19181 507	19231 652	19281 807	19441 629
19032 461	19082 470	19132 479	19182 513	19232 657	19282 794	19442 626
19033 434	19083 470	19133 447	19183 574	19233 672	19283 791	19443 619
19034 477	19084 450	19134 461	19184 677	19234 652	19284 761	19444 592
19035 427	19085 411	19135 411	19185 493	19235 632	19285 751	19445 616
19036 411	19086 421	19136 441	19186 517	19236 665	19286 774	19446 612
19037 494	19087 411	19137 454	19187 559	19237 688	19287 802	19447 635
19038 434	19088 374	19138 493	19188 530	19238 677	19288 810	19448 642
19039 371	19089 374	19139 491	19189 500	19239 678	19289 803	19449 642
19040 315	19090 364	19140 517	19190 544	19240 705	19290 843	19450 645
19041 322	19091 374	19141 464	19191 559	19241 677	19401 692	19451 675
19042 322	19092 358	19142 453	19192 534	19242 685	19402 682	19452 659
19043 315	19093 381	19143 461	19193 573	19243 695	19403 688	19453 678
19044 365	19094 408	19144 457	19194 565	19244 685	19404 728	19454 657
19045 365	19095 391	19145 467	19195 567	19245 701	19405 705	19455 688
19046 368	19096 424	19146 493	19196 599	19246 655	19406 682	19456 652
19047 344	19097 437	19147 497	19197 573	19247 715	19407 685	19457 643
19048 434	19098 459	19148 477	19198 526	19248 721	19408 665	19458 672
19049 467	19099 457	19149 474	19199 530	19249 698	19409 642	19459 645
19050 421	19100 487	19150 467	19200 566	19250 704	19410 635	19460 678

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SECTION 15.1 - ZONE RATES IN CENTS PER TON (Continued)

COMMODITIES AS DESCRIBED IN ITEM 65

FROM LOS ANGELES COUNTY PRODUCTION AREA 19-MM
TO THE DELIVERY ZONES SET FORTH BELOW

ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE
19451 559	55025 615					
19452 689	56041 635					
19453 705	55071 411					
19454 701	55072 421					
19455 592	55073 447					
19456 715	55074 440					
19457 741	56075 443					
19458 741	55074 437					
19459 705	55035 613					
19600 470	56096 530					
19601 674	55097 571					
19502 411	56112 573					
19603 411	56113 553					
19504 414	56114 533					
19605 474	56115 613					
19607 450						
19508 447						
19609 457						
19510 493						
19703 209						
19701 193						
19702 170						
19703 203						
19704 219						
19705 275						
19705 209						
19707 242						
19708 272						
19709 245						
19710 255						
19711 235						
19712 225						
19713 259						
19714 246						
19715 203						
19714 259						
19717 249						
56012 572						
56013 576						
56014 576						
56015 566						
56016 533						
56017 502						
56018 477						
56019 434						
56020 441						
56021 477						
56022 513						
56023 553						
56024 532						

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