

Mailed

JUN 20 1991

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This decision will be printed for general distribution. The attached copy should be completed by inserting the decision number on the first page and on appendix and tariff pages, the effective date on tariff pages, and by inserting the place, date, and names of signing Commissioners on the last page of the order. The insertion information is as follows:

Decision 91-06-034 Case 9819, Pet. 134

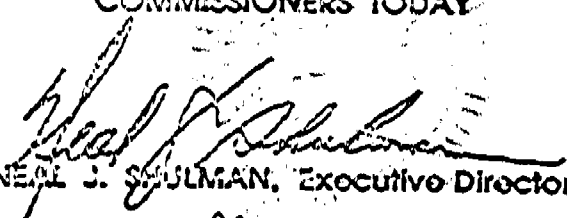
Signed at San Francisco, California, June 19, 1991

Effective date for tariff pages June 24, 1991

Signed by:

PATRICIA M. ECKERT
President
G. MITCHELL WILK
JOHN B. OHANIAN
DANIEL Wm. FESSLER
NORMAN D. SHUMWAY
Commissioners

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


NEAL J. SHULMAN, Executive Director

PS

Decision _____

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 reissue thereof.)

Case 9819
 Petition for Modification 134
 (Filed February 27, 1991)

O P I N I O N

Santa Ana River Rock Company (petitioner) requests modification of the Commission's Minimum Rate Tariff (MRT) 17-A by including in Section 6 of the tariff zone rates for Item 60 commodities (rock, sand, and gravel, etc.) to all established delivery zones in Los Angeles, Orange, Riverside, and San Bernardino Counties.

Petitioner is now producing, marketing, and distributing Item 60 commodities at its Eagle Valley Plant, located about two miles north of the intersection of Eagle Canyon Road and Cajalco Road in Riverside County, within existing Production Area 33-U. Section 6 rates for Item 60 commodities now established from Production Area 33-U only to a limited number of delivery zones in Los Angeles, Orange, Riverside, and San Bernardino Counties.

Petitioner also requests that these modifications include the effect on computer-generated rates caused by the addition of a proposed new eastbound tie-in segment from Production Area 33-U to the intersection of Cajalco Road (Ramona Expressway) and I-215 (Computer Map Node 20604). Petitioner has performed test

traverses measuring distances and traverse times in accordance with accepted Commission procedures.

Petitioner professes that the establishment of these new rates will eliminate existing rate discrimination now favoring competing producers by affording it the advantages of zone rates not now available. Further, petitioner emphasizes that the addition of the new tie-in from Production Area 33-U to Node 20604 will result in zone rates to Perris Valley zones which are related to the direct route of travel rather than the current traverse route via Riverside. Data relating to the proposed tie-in is set forth in the petition. The Commission's Transportation Division has verified the data furnished by petitioner, and recommends that the petition be granted.

Copies of the petition were served on all parties known by petitioner to have an interest in the petition, including three carrier organizations and two shipper associations. Notice of the petition appeared in the Commission's Daily Transportation Calendar. No protests have been filed.

Findings of Fact

1. MRT 17-A names rates for the transportation by dump truck carriers of certain commodities via a network of routes over most legally traversable highways in Southern California.

2. Petitioner maintains a production facility at its Eagle Valley Plant, located within Production Area 33-U, from which rates are named for Item 60 commodities to a limited number of delivery zones in Los Angeles, Orange, Riverside, and San Bernardino Counties.

3. Petitioner now experiences rate discrimination because the lack of zone rates from Production Area 33-U to all delivery zones in Los Angeles, Orange, Riverside, and San Bernardino Counties favors competing producers.

4. Petitioner and the staff have developed information concerning traverse mileages and times from petitioner's facility to existing nodes. Staff recommends that the petition be granted.

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

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

Conclusions of Law

1. The petition should be granted to the extent provided in the following order.

2. The effective date of this order should be today because there is an immediate opportunity for rate relief. A public hearing is not necessary.

ORDER

IT IS ORDERED that:

1. Minimum Rate Tariff 17-A (Appendix C of Decision 80578, as amended) is further amended by incorporating second revised page 6-U and second revised page 6-U-1, attached, to become effective 5 days after today.

2. The petition is granted as set forth above.

This order is effective today.

Dated _____, at San Francisco, California.

MINIMUM RATE TARIFF 17-A

SECTION 6 - ZONE RATES IN CENTS PER TON

COMMODITIES AS DESCRIBED IN ITEM 60

FROM RIVERSIDE COUNTY PRODUCTION AREA JJ-U
 TO THE DELIVERY ZONES SET FORTH BELOW

ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE
19232 356	19431 490	30020 393	30070 477	33008 294	33058 292	33204 363
19233 357	19437 473	30021 377	30071 457	33009 306	33059 265	33205 343
19234 339	19438 462	30022 341	30072 434	33010 282	33060 237	33206 333
19235 317	19439 412	30023 321	30073 414	33011 252	33061 244	33207 326
19236 353	19440 427	30024 308	30074 440	33012 276	33062 273	33208 306
19237 351	19441 440	30025 274	30075 468	33013 282	33063 145	33209 341
19238 605	19442 471	30026 370	30076 445	33014 291	33064 167	33210 344
19245 387	19446 520	30027 354	30077 497	33015 264	33065 249	33211 376
19246 370	19447 506	30028 332	30078 472	33016 258	33066 290	33212 390
19260 633	19448 490	30029 336	30079 472	33017 372	33067 369	33213 410
19261 607	19449 473	30030 350	30080 478	33018 343	33068 386	33214 434
19262 386	19450 454	30031 361	30081 436	33019 328	33069 378	33215 372
19263 353	19451 438	30032 383	30082 432	33020 235	33070 409	33216 385
19264 602	19452 417	30033 414	30083 514	33021 237	33071 461	33217 397
19265 614	19453 442	30034 440	30084 505	33022 234	33072 431	33218 398
19327 404	19454 469	30035 462	30085 512	33023 224	33073 416	33219 414
19328 428	19455 492	30036 480	30086 536	33024 215	33074 393	33220 401
19329 402	19456 503	30037 491	30087 543	33025 252	33075 314	33221 376
19330 391	19457 547	30038 464	30088 509	33026 265	33076 294	33222 372
19331 391	19458 525	30039 491	30089 565	33027 234	33077 272	33223 356
19332 390	19459 528	30040 457	30090 586	33028 219	33078 308	33224 358
19333 361	19460 506	30041 449	30091 503	33029 211	33079 301	33225 350
19334 352	19461 473	30042 431	30092 521	33030 195	33080 303	33226 340
19335 366	19462 488	30043 413	30093 554	33031 209	33081 304	33227 333
19336 335	19463 502	30044 393	30094 579	33032 179	33082 335	33228 338
19337 338	19464 520	30045 393	30095 609	33033 183	33083 477	33229 349
19338 308	19465 557	30046 368	30096 544	33034 208	33084 447	33230 348
19339 305	19466 564	30047 358	30097 628	33035 227	33085 401	33231 356
19340 332	19467 513	30048 371	30098 635	33036 286	33086 367	33232 362
19360 342	19468 508	30049 415	30099 374	33037 302	33087 347	33233 339
19361 344	19469 477	30050 386	30100 394	33038 323	33088 328	33234 323
19362 351	30001 310	30051 371	30101 421	33039 354	33089 313	33235 321
19363 351	30002 332	30052 401	30102 444	33040 286	33090 313	33236 284
19364 352	30003 357	30053 424	30103 465	33041 275	33091 332	33237 291
19401 447	30004 385	30054 424	30104 505	33042 291	33092 330	33238 296
19402 423	30005 344	30055 425	30105 476	33043 264	33093 349	33239 319
19403 419	30006 425	30056 454	30106 442	33044 239	33094 370	33240 334
19404 365	30007 412	30057 475	30107 501	33045 202	33095 383	33241 300
19405 366	30008 380	30058 494	30108 541	33046 182	33096 413	33242 281
19406 379	30009 358	30059 516	30109 557	33047 146	33097 383	33243 264
19407 387	30010 364	30060 502	30110 541	33048 158	33098 361	33244 267
19408 395	30011 296	30061 476	30111 621	33049 178	33099 342	33245 288
19423 494	30012 346	30062 446	30112 542	33050 162	33100 364	33246 306
19424 481	30013 373	30063 431	30113 527	33051 264	33101 361	33247 317
19425 457	30014 373	30064 406	30114 518	33052 288	33102 377	33248 286
19426 433	30015 398	30065 395	30115 543	33053 272	33103 348	33249 280
19427 417	30016 420	30066 426	30116 524	33054 261	33104 354	33250 270
19428 434	30017 445	30067 486	30117 577	33055 354	33201 378	33251 248
19429 478	30018 438	30068 465	30118 572	33056 315	33202 404	33252 242
19430 498	30019 416	30069 480	30119 244	33057 310	33203 374	33253 232

CHANGE, DECISION

EFFECTIVE

Correction

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

MINIMUM RATE TARIFF 17-A

SECTION 6 - ZONE RATES IN CENTS PER TON

COMMODITIES AS DESCRIBED IN ITEM 60

FROM RIVERSIDE COUNTY PRODUCTION AREA 33-U
TO THE DELIVERY ZONES SET FORTH BELOW

ZONE	RATE	ZONE	RATE	ZONE	RATE	ZONE	RATE	ZONE	RATE	ZONE	RATE
36089	252										
36090	270										
36091	263										
36092	242										

CHANGE, DECISION

EFFECTIVE

Correction

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