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APR 22 1992

Decision 92-04-058 April 22, 1992

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Petition of )  
CHRIS RODGERS SPECIAL DELIVERY )  
SERVICE for Vehicle Licensed Weight )  
Change for Courier Services. )

Application 91-09-033  
(Filed September 16, 1991)

O P I N I O N

Chris Rodgers Special Delivery Service (Rodgers) is currently a highway contract carrier, CAL-T-136,087, for intrastate transportation of general commodities. In the original application, Rodgers requested that the courier services fleet licensed vehicle weight limit on page 9 of the Commodities and Geographical Areas Exempt from Rate Regulation (Exempt List) be increased from 5,500 pounds to 6,000 pounds.

In the First Amendment to the application, Rodgers requests an individual exception to the Exempt List, authorizing an increase only in its own courier service fleet licensed vehicle weight limit to 6,000 pounds.

Notice of the filing of the application appeared in the Commission's Daily Transportation Calendar on September 26, 1991. Notice of the filing of the First Amendment to the application appeared in the Commission's Daily Transportation Calendar on January 31, 1992.

There have been no protests to the application; therefore, a hearing is not necessary. The Transportation Division recommends that the application be granted.

The current Exempt List, effective June 5, 1985, defines Courier Service in part as: "A carrier vehicle fleet consisting of only vehicles having a licensed weight of 5,500 pounds or less;...." Applicant alleges that automotive industry technology has changed since 1985; in particular, certain new pickup trucks

weigh slightly more than 5,500 pounds. Allowing applicant to use in its courier service fleet vehicles having a licensed weight of 6,000 pounds or less will allow it to use these new vehicles, allegedly with very little impact on the environment.

Applicant's request is in the public interest and should be granted.

Findings of Fact

1. Applicant is currently authorized as a highway contract carrier for intrastate transportation of general commodities.
2. Section 2 of the Commodities and Geographic Areas Exempt from Rate Regulation limits courier service fleets to vehicles having a licensed weight of 5,500 pounds or less.
3. Applicant requests authority to use in its courier service fleet vehicles having a licensed weight of 6,000 pounds or less.
4. No protest to the application has been received.
5. A public hearing is not necessary.

Conclusion of Law

Applicant should be authorized to use in its courier service fleet vehicles having a licensed weight of 6,000 pounds or less.

ORDER

IT IS ORDERED that Chris Rodgers Special Delivery Service is granted an exception to the Commodities and Geographical Areas

Exempt from Rate Regulation allowing use of courier service fleet vehicles having a licensed weight of 6,000 pounds or less.

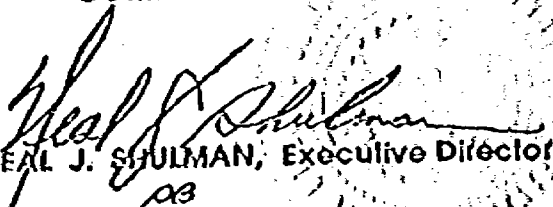
This order becomes effective 30 days from today.

Dated April 22, 1992, at San Francisco, California.

DANIEL Wm. FESSLER  
President

JOHN B. OHANIAN  
PATRICIA M. ECKERT  
NORMAN D. SHUMWAY  
Commissioners

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

  
NEAL J. SHULMAN, Executive Director