

ALJ/ec/nb

ORIGINAL

Decision 82 06 025 JUN 2 1982

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
 Insured Transporters, Inc., under )  
 Section 3666 of the Public Utilities )  
 Code, for authority to deviate from )  
 specified rates, rules and )  
 regulations in the Minimum Rate )  
 Tariff 12-A for the transportation )  
 of specified automobiles and trucks )  
 from Benicia for Toyota Motor Sales, )  
 U.S.A., Inc. )

Application 82-03-10  
 (Filed March 3, 1982)

O P I N I O N

Insured Transporters, Inc. (Insured) requests authority under Section 3666 of the Public Utilities (PU) Code to deviate from the rates found in Minimum Rate Tariff 12-A (MRT 12-A) in the transportation of specified automobiles and trucks from Benicia for Toyota Motor Sales, U.S.A., Inc. (Toyota). The application was noticed in the Commission Calendar of March 4, 1982. No protests to the application have been received.

Applicant operates as a highway common carrier in the transportation of motor vehicles and related commodities between all points in California, excepting from Benicia and Richmond, under authorization granted by Decision (D.) 83854, in Application 55259. Applicant also operates as a permitted carrier in the transportation of motor vehicles from Benicia and Richmond, to all points in California under a contract carrier permit in File T-32527.

MRT 12-A currently provides for different truckload rates based upon the number of vehicles tendered as a shipment and the mileage traveled. For instance, a shipment of five vehicles would take a different mileage rate than a shipment of two vehicles, or six vehicles.

Split delivery charges are provided for where one or more vehicles are dropped off en route to the shipment's final destination. Because consignees of the vehicles do not know whether their vehicles will be moving as a single shipment or as part of a larger shipment with a split delivery charge, they are unable to ascertain their cost of transportation until after the shipment is delivered and the transportation bill tendered.

Insured proposes to establish single factor rates per vehicle carried independent of the number of vehicles contained in the load. The rates range from \$19.51 per vehicle for 0 to 5 miles to \$249.08 per vehicle for 775 to 800 miles. Insured states that the deviation requested will not result in a reduction in its aggregate revenues but will result only in a change in the form in its billings. For instance, Exhibit B to the application shows that between November 10, 1981 through February 1, 1982 applicant transported a total of 9,568 vehicles for Toyota at MRT 12-A rates for an aggregate revenue of \$378,030.28. Rerating those moves in accordance with its requested rates would have produced aggregate revenues of \$387,050.29. The requested rates will also eliminate complex rating and billing procedures.

For the 48 weeks ending November 29, 1981 Insured had gross revenues of \$3,524,000 and a net income of \$300,000. On that date it had a net worth of \$1,270,000. Insured has been transporting vehicles for Toyota from Benicia to points in California for several years.

By D.82-04-108 dated April 21, 1982 the Commission canceled MRT 12-A and adopted a reregulation plan which is set out in General Order (G.O.) Series 151 effective June 20, 1982. In order for the sought deviation to become effective prior to the implementation of the reregulation plan it must be authorized by June 2, 1982.

Findings of Fact

1. Insured has been transporting motor vehicles for Toyota from Benicia to points in California for several years under rates found in MRT 12-A.
2. MRT 12-A provides for different truckload mileage rates depending on the number of vehicles tendered as a shipment and also split delivery charges for stops in transit to unload.
3. Insured requests authority to deviate from the applicable minimum rates in MRT 12-A to the extent of charging single-factor mileage rates per vehicle carried.
4. The requested rates will not result in a diminution of Insured's aggregate revenues.
5. For the 48 weeks ending November 29, 1981 Insured had gross revenues of \$3,524,000 and a net income of \$300,000.
6. Insured's transportation for which a deviation is sought involves unique circumstances.
7. The proposed rates are reasonable and compensatory.
8. A public hearing is not necessary.

Conclusions of Law

1. The application should be granted.
2. Since MRT 12-A was canceled and a reregulation plan adopted in G.O. Series 151 effective June 20, 1982 this relief should be granted on five days' notice.

O R D E R

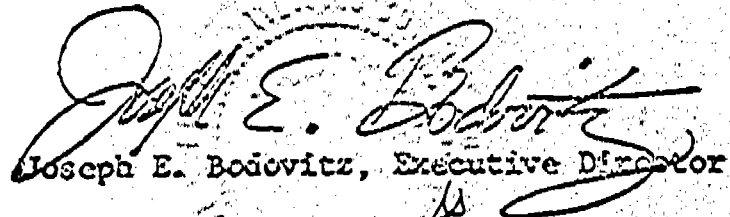
IT IS ORDERED that Insured Transporters, Inc. may depart from the rates in Minimum Rate Tariff 12-A by charging not less than the rates in Appendix A. Unless otherwise extended, this authorization will expire one year after the effective date of this order.

This order becomes effective five days from today.

Dated JUN 2 1982, at San Francisco, California.

JOHN E. BRYSON  
President  
RICHARD D. GRAVELLE  
LEONARD M. GRIMES, JR.  
VICTOR CALVO  
PRISCILLA C. CREW  
Commissioners

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

  
Joseph E. Bodovitz, Executive Director

## APPENDIX A

Carrier: Insured Transporters, Inc.  
Shipper: Toyota Motor Sales, U.S.A., Inc.  
Commodity: Motor Vehicles.  
Origin: Benicia.  
Destination: Points in California.  
Minimum Weight: None.  
Rates:

<u>Miles</u>			<u>Miles</u>		
<u>Over</u>	<u>But Not Over</u>	<u>Rate Per Vehicle</u>	<u>Over</u>	<u>But Not Over</u>	<u>Rate Per Vehicle</u>
0	5	\$19.51	200	220	\$ 84.37
5	10	20.90	220	240	85.70
10	15	22.29	240	260	91.27
15	20	23.69	260	280	97.20
20	25	25.43	280	300	103.12
25	30	26.48	300	325	110.08
30	35	27.87	325	350	117.39
35	40	29.26	350	375	124.71
40	45	30.66	375	400	131.68
45	50	32.40	400	425	138.64
50	60	34.84	425	450	145.97
60	70	37.62	450	475	152.93
70	80	40.41	475	500	160.24
80	90	43.55	500	525	167.56
90	100	46.68	525	550	174.87
100	110	49.12	550	575	182.20
110	120	51.55	575	600	189.86
120	130	54.35	600	625	197.17
130	140	57.13	625	650	204.84
140	150	59.92	650	675	211.81
150	160	62.70	675	700	219.47
160	170	65.49	700	725	226.79
170	180	68.28	725	750	234.10
180	190	71.07	750	775	241.42
190	200	74.20	775	800	249.08

Applicability of Rates:

1. The rates set forth are also in lieu of a) any split delivery charge, and b) any other provision which may be inconsistent with the rates set forth.
2. The rates set forth may not be used in combination with any other rates.
3. Except as otherwise provided, the rules and regulations of Minimum Rate Tariff 12-A shall govern.

(END OF APPENDIX A)