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ORIGINAL

Decision 82 07 105 JUL 21 1982

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

First Amendment to application of )  
 Adams Trucking, Inc., pursuant to )  
 Section 3666 of the Public )  
 Utilities Code, for authority to )  
 deviate from the rates, rules and )  
 regulations of Minimum Rate )  
 Tariff 14A for the transportation )  
 of Alfalfa Cubes from special )  
 points within 25 miles radius of )  
 Woodland, California. )

Application 82-04-29  
 (Filed April 12, 1982;  
 amended June 4, 1982)

O P I N I O N

By this application, as amended, Adams Trucking, Inc. (Adams) seeks permission, under Public Utilities (PU) Code § 3666, to deviate from the rates and rules named in Minimum Rate Tariff (MRT) 14-A.

Adams proposes to transport alfalfa cubes in bulk from three points located within 25 miles of Woodland to and for the account of E. L. Wallace & Sons in Woodland.

Prompt ex parte action is requested in order to implement the rates in time for the peak of this seasonal movement.

Adams alleges that the rates applicable for this transportation, presently named in MRT 14-A, produce revenues ranging from \$114.33 to \$143.27 per load. Adams proposes to assess per load charges of \$110 for each of the three movements. Adams' proposed revenues include field pickup charges and the 3% surcharge applicable under MRT 14-A.

Adams alleges that due to the easy loading characteristics and close proximity of the shipper's unloading facility to Adams' terminal, each of its units of equipment can move seven loads in about 10 hours.

Exhibit D, attached to the application as a summary of proposed revenue and expenses, indicates total expenses for 50 round trip miles of \$72.37. Against proposed revenue of \$110, this produces net income per load of \$37.63. The shipper has furnished a letter of support stating that if the request, as amended, is granted, it will use Adams to transport its alfalfa cubes between the points indicated in the application.

A copy of the application was sent to California Trucking Association. The original application appeared on our Daily Calendar of April 15. No protest to granting the application has been received.

The Commission's Transportation Division has reviewed the request and advises that it has no objection. However, the staff notes that Adams has not indicated whether subhaulers will be employed on any of these moves and that no subhauler costs have been submitted. It urges, therefore, that any authority granted contain the condition that if subhaulers are used, they must be paid no less than the full charges authorized by this order without any deduction for use of Adams' trailing equipment. The staff also recommends that the authority granted be limited to a period of one year.

The request appears reasonable and will be granted for one year subject to the condition urged by the staff concerning the use of subhaulers. The decision will be effective on the date of signing in order that the reduced rates may be effective during the peak seasonal movement.

Findings of Fact

1. MRT 14-A names rates and rules for the transportation of bulk agricultural products, including alfalfa cubes.

2. Adams proposes to transport shipments of bulk alfalfa cubes from points located within 25 miles of Woodland to and for the account of E. L. Wallace & Sons in Woodland, at rates less than those applicable under MRT 14-A.

3. The request is justified, based upon the verified information contained in the amended application, and has been supported by the shipper.

4. The application does not indicate whether subhaulers will be used in connection with the sought authority. The authority granted by the following order should contain the conditions that if subhaulers are employed, they shall be paid the full charges authorized without any deduction for use of Adams' trailing equipment.

5. There is a need for prompt issuance of the authority requested in order that the rates may be in effect during the peak seasonal hauling period from the points involved.

6. A public hearing is not necessary.

#### Conclusions of Law

1. The reduced rate proposed by Adams in its application, as amended, is reasonable.

2. The following order should be effective on the date signed in order that the authority granted may be in effect during the peak hauling season.

3. The following order has no reasonably foreseeable impact upon the energy efficiency of highway carriers.

#### O R D E R

IT IS ORDERED that:

1. Adams Trucking, Inc. is authorized to depart from the provisions of Minimum Rate Tariff 14-A by assessing the rates set forth in Appendix A.

2. The authority granted shall expire one year after the effective date of this order, unless sooner canceled, modified, or extended by order of the Commission.

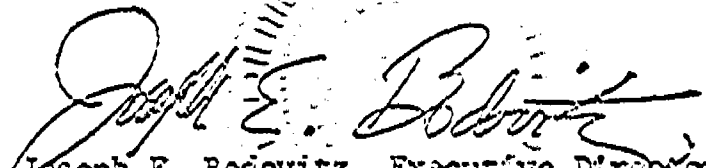
This order is effective today.

Dated JUL 21 1982, at San Francisco, California.

JOHN E. BRYSON  
President  
RICHARD D. GRAVELLE  
VICTOR CALVO  
PRISCILLA C. GREW  
Commissioners

Commissioner Leonard M. Grimes, Jr.,  
being necessarily absent, did not  
participate.

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

  
Joseph E. Bodovitz, Executive Director

APPENDIX A

ADAMS TRUCKING, INC.

Commodity: Bulk alfalfa cubes.

From: 1. Zamora Meek Ranch.

2. Intersection of Roads 104 and 35.

3. County Line Warehouse.

To: E. L. Wallace & Sons, Woodland.

Revenue per Load: \$110 (not subject to any surcharge, nor to field pickup charge).

Conditions:

1. If subhaulers are employed, they shall be paid not less than the rates authorized here without deduction for use of Adams' trailing equipment.
2. In all other respects, rates in MRT 14-A shall apply.

(END OF APPENDIX A)