T/PNK/BW/WPSC

Decision 82 09 079 September 22, 1982

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

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 transportation of Paddy Rice in Bulk from various points in Northern California to Pacific International Rice Mill in Woodland, California.	Application 82-05-14 (Filed May 4, 1982; amended July 13, 1982)

O P I N I O N

By this application, as amended, Adams Trucking Inc., a California corporation, requests authority to deviate from the provisions of Minimum Rate Tariff 14-A in connection with the transportation of paddy rice in bulk, from various points in northern California to Pacific International Rice Mills, Inc. at Woodland.

Applicant is requesting relief from the minimum rates during the months of December through May due to the fact that its equipment is idle during that period. This request will provide for additional revenue and fuller use of equipment.

Revenue and expense data submitted by applicant indicate that the transportation involved may reasonably be expected to be profitable under the proposed charges.

The application and amendment were listed on the Commission's Daily Calendars of May 7 and July 19, 1982. Santa Maria Trucking, in a letter dated June 5, 1982, objected to this application with regard to applicant's fuel costs and loading and unloading times. The Transportation Division staff has reviewed the protest and is of the opinion that the allegations are neither specific nor sufficient to deny the application. Furthermore, protestant's letter can not be considered as a valid protest as it does not comply with Rule 42.2 of the Commission's Rules of Practice. That rule requires that a protest set forth specific facts upon which the protest is based, and the protest must be verified and contain a certificate of service. In the circumstances, no acceptable protest has been filed.

The proposal is not a major action significantly affecting energy efficiency within the meaning of Public Utilities Code Sections 3502.1 and 3502.2.

Findings of Fact

1. The deviation from the provisions of Minimum Rate Tariff 14-A is justified.

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

3. A public hearing is not necessary.

Conclusion of Law

The Commission concludes that the application, as amended, should be granted.

O R D E R

IT IS ORDERED that:

1. Adams Trucking, Inc., a California corporation, is authorized to depart from the provisions of Minimum Rate Tariff 14-A at not less than the rates set forth in Appendix A.

2. This authority shall expire with May 31, 1983, unless sooner canceled, modified, or extended by order of the Commission.

This order becomes effective 30 days from today.

Dated SEP 22 1982, at San Francisco, California.

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

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

Joseph E. Bodovitz, Executive Director

APPENDIX A
Page 1 of 2

Carrier: Adams Trucking, Inc.

Commodity: Paddy rice, in bulk

Minimum Weight: 52,000 pounds per unit of equipment

From: Points in California

To: Pacific International Rice Mills, Inc., Woodland

RATES IN CENT PER 100 POUNDS
RATES SUBJECT TO THREE PERCENT SURCHARGE

MILES OVER	MILES BUT NOT OVER	RATE	MILES OVER	MILES BUT NOT OVER	RATE
0	3	13	140	150	47
3	5	14	150	160	50
5	10	15	160	170	52
10	15	16	170	180	53
15	20	17	180	190	56
20	25	18	190	200	59
25	30	21	200	220	63
30	35	24	220	240	68
35	40	25	240	260	71
40	45	25	260	280	73
45	50	27	280	300	78
50	60	31	300	325	85
60	70	32	325	350	91
70	80	34	350	375	95
80	90	35	375	400	101
90	100	37	400	425	107
100	110	39	425	450	112
110	120	41	450	475	118
120	130	43	475	500	123
130	140	45			

APPENDIX A (Continued)

Conditions:

1. The authority granted is effective only for the period December 1, 1982 to May 31, 1983.

2. Loading and unloading to be performed by mechanical means.

3. The above rates are subject to any future increases or surcharges authorized by the Commission in Minimum Rate Tariff 14-A.

4. Applicant has not indicated that subhaulers will be engaged. If subhaulers are employed, they shall be paid not less than the rates authorized without any deduction for use of applicant's trailing equipment.

5. In all other respects, the rates and rules in Minimum Rate Tariff 14-A shall apply.

(END OF APPENDIX A)

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