

Decision 83 09 035 SEP 7 1983

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF STATE OF CALIFORNIA

Application of Souza's Milk)	
Transportation Co., Inc., CAL)	
T-62835, under Shortened Procedure)	
Docket to cancel participation in)	Shortened Procedure
Western Motor Tariff Bureau, Inc.)	Tariff Docket
and in lieu thereof publish its)	Application 83-05-64
own tariff of individual rates)	(Filed May 27, 1983)
and charges for common carrier)	
service.)	

O P I N I O N

By this application Souza's Milk Transportation Co., Inc. (Souza) requests authority to cancel its participation from Western Motor Tariff Bureau tariffs and concurrently, with the proposed cancellation, issue its own tariffs at the same level of rates. Souza has determined that a number of competitive advantages will accrue as a result of the proposed transfer.

Souza intends to incorporate present surcharges into the rates of the individual tariffs. In rounding out the rates certain technical increases and decreases will result, but in no case would Souza's gross intrastate revenue increase as much as 1%.

The application listed on the Commission's Daily Calendar of June 2, 1983. No objection to the granting of the application has been received.

Findings of Fact

1. The increases resulting from this proposal are technical in nature and justified.
2. The following order has no reasonably foreseeable impact on the energy efficiency of highway carriers.
3. Limited authority to depart from the provisions of Public Utilities (PU) Code Section 461.5 is justified.
4. A public hearing is not necessary.

Conclusion of Law

The application should be granted.

O R D E R

IT IS ORDERED that:

1. Souza's Milk Transportation Co., Inc. (Souza) is authorized to cancel its participation in tariffs issued by Western Motor Tariff Bureau, Inc. and concurrently issue its own tariff without any increases or decreases from the previous levels of rates except for those changes resulting from the incorporation of surcharges into the rates.
2. Tariff publications authorized to be made as a result of this application shall be filed not earlier than the effective date of this application and may be made effective not earlier than 5 days after the effective date of this application on not less than 5 days' notice to the Commission and to the public.

(SPT) A.83-05-64 T/TC/TCG/WPSC

3. Souza, in establishing and maintaining the rates authorized by this application, is authorized to depart from the provisions of PU Code Section 461.5 to the extent necessary to adjust long- and short-haul departures now maintained under outstanding authorizations; such outstanding authorizations are modified only to the extent necessary to comply with this application; and schedules containing the rates published under this authority shall make reference to the prior orders authorizing long- and short-haul departures and to this application.

4. The cancellation of applicant's participation in Western Motor Tariff Bureau tariffs shall be concurrent with the effective date of the authorized publication of its own tariffs.

This order become effective 30 days from today.

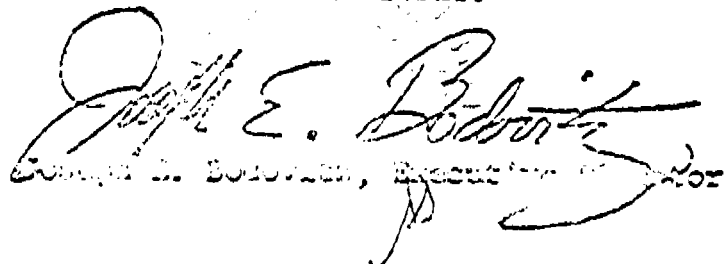
Dated SEP 7 1983, at San Francisco, California.

Commissioner William T. Bagley
being necessarily absent, did
not participate.

LEONARD M. GRIMES, JR.
President

VICTOR CALVO
PRISCILLA C. CREW
DONALD VIAL
Commissioners

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


George E. Bolonien, Executive Director