

ORIGINAL

Decision 83 10 023 OCT 5 - 1983

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application)	
Western Motor Tariff Bureau, Inc.)	
seeking authority to publish)	Application 83-03-46
tariff provisions resulting in)	(Filed March 17, 1983;
increases because of proposed)	amended May 4 and
transfer of Sears Trucking, Inc.)	May 18, 1983)
to Western Motor Tariff Bureau,)	
Inc. from Westcoast Motor Tariff)	
Bureau, Inc.)	

O P I N I O N

Western Motor Tariff Bureau, Inc. (WMTB), on behalf of Sears Trucking, Inc. (Sears), a California corporation, requests authority to increase Sears' rates by amounts up to 22%, to cancel its participation in tariffs issued by Westcoast Motor Tariff Bureau, Inc., Agent, and have its participation added to WMTB tariffs as follows:

- Scope of Operations Tariff 175, CA PUC 103;
- Participating Carrier Tariff 171-B, CA PUC 104;
- Rules Tariff 170, CA PUC 51;
- Class Rate Tariff 570-A, CA PUC 85;
- (1) Local Freight Tariff 111, CA PUC 15; and
- Exception Sheet 1-B, CA PUC 34.

Applicant alleges that Sears' present rates do not yield sufficient revenue to allow it to conduct its operations at a reasonable profit. Applicant further alleges that additional

(1) WMTB Local Freight Tariff 111 was cancelled effective May 3, 1983 and rates, rules and regulations were transferred to WMTB 273, Cal. P.U.C. 53.

revenue is required because of increased operating expenses. Sears' rates were last increased on April 30, 1980.

Sears is presently a party to Western Motor Tariff Bureau, Inc., Agent U. S. Government Quotational (U.S. Quote). Ninety-six percent of its present revenue is derived from rates in this tariff for government traffic.^{1/} Since it already participates in WMTB U.S. Quote, Sears desires to transfer its other rates and rules to Western Motor Tariff Bureau as sought by this application.

Sears has prepared financial data for a test period ending March 31, 1983. From that data, the staff has prepared a comparison of the applicant's financial position using the present costs being experienced compared with revenue earned in 1982-83 and with the projected revenue (1982-83) including the sought increase.

	<u>Test Year Ending March 31, 1983</u>	
	<u>Present Rates</u>	<u>Proposed Rates</u>
Revenue (1982-1983)	\$1,316,815	(1982-1983) \$1,328,843
Expenses Revised to Reflect Current Costs	1,291,870	1,291,870
Profit (Loss)	24,945	36,973
Operating Ratio	98.1	97.2

^{1/} Government traffic is exempt from Commission regulation. Proposed increases will affect only 4% of Sears' present revenue.

The application is not a major action significantly affecting energy efficiency within the meaning of Sections 3501.2 and 3502.2 of the Public Utilities (PU) Code.

The application and amendments were listed on the Commission's Daily Calendars of March 18, May 6 and May 23, 1983, respectively. No protest to the granting of the application, as amended, has been received.

Findings of Fact

1. Sears' rates were last adjusted April 30, 1980. Since then, it has experienced increases in operating expenses.
2. Under the sought increases, Sears estimates it will realize additional revenues of about \$12,028.
3. The proposed increase in amounts up to 22% in Sears' rates and charges has been shown to be justified.
4. This proposal has no reasonably foreseeable impact upon the energy efficiency of highway common carriers.
5. A public hearing is not necessary.

Conclusion of Law

The application, as amended, should be granted.

O R D E R

IT IS ORDERED that:

1. Sears Trucking, Inc., is authorized to cancel its participation in tariffs of Westcoast Motor Tariff Bureau, Inc., have its participation added to Western Motor Tariff Bureau, Inc., Agent, tariffs, and to increase its rates up to 22%.

2. Tariff publications authorized to be made as a result of this order shall be filed not earlier than the effective date of this order and may be made effective not earlier than 5 days after the effective date of this order on not less than 5 days' notice to the Commission and to the public.

3. The authorized cancellation of Sears Trucking, Inc. participation in Westcoast Motor Tariff Bureau, Inc., Agent, tariffs shall be concurrent with the effective date of the authorized adoption of Western Motor Tariff Bureau, Inc., Agent, tariffs.

4. Sears Trucking, Inc., in establishing and maintaining the rates authorized by this order 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 order; 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 order.

A.83-03-46 T/HH/SR/WPSC

This order becomes effective 30 days from today.

Dated OCT 5 1983, at San Francisco, California.

LEONARD M. GRIMES, JR.
President

VICTOR CALVO

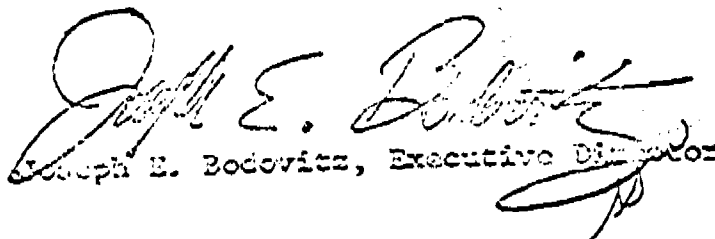
FRISCILLA C. GREW

DONALD VIAL

WILLIAM T. BAGLEY

Commissioners

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


Joseph E. Bodovitz, Executive Director