

Decision 84 01 048

JAN 19 1984

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application of)
George Kuiphoff d/b/a/ G.K. Distri-)
buting Co. seeking authority to)
publish Tariff provisions resulting)
in increases and decreases because)
of proposed transfer of Applicants)
rates to Cal-West Tariff Bureau,)
Inc., from Westcoast Motor Tariff)
Bureau, Inc.)

And)

For authority to depart from the)
terms of Sections 452, 454 and 491)
of the Public Utilities Code when)
accomplishing such publications.)

Shortened Procedure
Tariff Docket^{1/}
Application 83-09-12
(Filed September 6, 1983)

O P I N I O N

By this application, George Kuiphoff, doing business as G.K. Distributing Co. (GKD), requests authority to cancel its participation in tariffs issued by Westcoast Motor Tariff Bureau, Inc. (WCMTB), and to concurrently establish its participation in the following tariffs of Cal-West Tariff Bureau, Inc. (CWTB):

Vehicle Unit Rates Tariff No. 100, CAL. P.U.C. NO. 1;
Scope of Operations Tariff No. 200, CAL. P.U.C. NO. 2;
Governing Rules Tariff No. 300, CAL. P.U.C. NO. 3;
Local Freight and Express Tariff No. 15,
CAL. P.U.C. NO. 15;
Local Freight Tariff No. 16, CAL. P.U.C. NO. 16;
Local Freight Tariff No. 17, CAL. P.U.C. NO. 17;

^{1/} Application was incorrectly docketed as an SPT; it should have been docketed as an application since the increase in rates and charges sought by the carrier is 8% overall.

Local Freight and Express Tariff No. 19,
CAL. P.U.C. NO. 19;
General Commodity Rate Tariff No. 21,
CAL. P.U.C. NO. 21;
Class and Exceptions Ratings Tariff No. 22,
CAL. P.U.C. NO. 22; and
Conversion Tariff No. 600-A, CAL. P.U.C. NO. 27.

GKD has determined that several competitive advantages will accrue to it as a result of the proposed transfer.

Applicant also seeks to increase its rates and charges overall by 8% to yield an annual increase in revenue of about \$152,415. In addition, there will be certain technical increases and decreases due to inherent differences between WCMTB and CWTB rules.

As justification for the proposed increase, GKD cites the higher operating expenses incurred for fuel, labor, and maintenance.

GKD has prepared financial data for a test year ending December 31, 1982. 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 and with the projected revenue for 1983, including the sought increase.

		<u>Test Year Ending December 31, 1983</u>	
		<u>Present Rates</u>	<u>Proposed Rates</u>
Revenue	(1982)	\$ 2,344,810	(1983) \$ 2,497,225
Expenses Revised to Reflect Current Costs		2,395,000	2,395,000
Profit (Loss)		(50,190)	102,225
Operating Ratio		102.1	95.9

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

The application was listed on the Commission's Daily Calendar of September 8, 1983. No objection to the granting of the application has been received.

Findings of Fact

1. GKD, as a participant in WCMTB tariffs, was authorized by Decision 93453 an increase of 11%. By transferring to the CWTB tariffs, applicant seeks authority to further increase its rates up to 8% which is the amount previously authorized CWTB carriers. This will result in a cumulative increase of about 19% above transition tariff levels for applicant.

2. Applicant has experienced increases in operating expenses, the most significant being the increased costs of fuel, labor, and maintenance.

3. Under the sought increase, applicant estimates it will realize additional annual revenue of about \$152,415.

4. The increases in applicant's rates and charges have been shown to be justified.

5. Limited authority to depart from the provisions of PU Code Section 461.5 is justified.

6. The following order has no reasonably foreseeable impact upon energy efficiency of highway common carriers.

7. A public hearing is not necessary.

Conclusion of Law

The application should be granted.

O R D E R

IT IS ORDERED that:

1. George Kuiphoff, doing business as G.K. Distributing Co., is authorized to cancel its participation in tariffs issued by Westcoast Motor Tariff Bureau, Inc. and concurrently establish its participation in tariffs of Cal-West Tariff Bureau, Inc.

2. George Kuiphoff, doing business as G.K. Distributing Co., is authorized to increase its rates in the Cal-West Tariff Bureau, Inc. tariffs by 8% on all commodity rates and on shipments of less than 10,000 pounds, by 5% on shipments of 10,000 pounds but less than 20,000 pounds, and by 3% on shipments of 20,000 pounds or greater.

3. 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.

4. George Kuiphoff, doing business as G.K. Distributing Co., 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.

5. The cancellation of applicant's participation in Westcoast Motor Tariff Bureau, Inc. tariffs shall be concurrent with the effective date of applicant's participation in the Cal-West Tariff Bureau, Inc. tariffs.

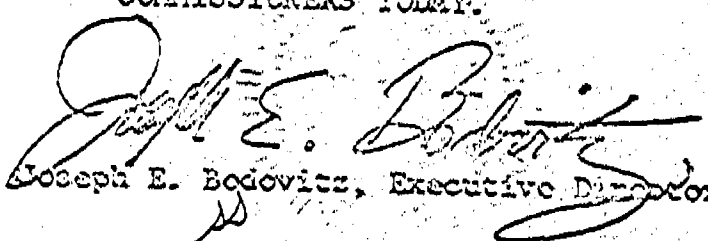
This order becomes effective 30 days from today.

Dated JAN 19 1984, at San Francisco, California.

LEONARD M. GRIMES, JR.
President

VICTOR CALVO
PRISCILLA 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