

Decision 84 01 049 *Jan 19, 1984*

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Western Motor Tariff)
Bureau, Inc., under the Shortened)
Procedure Tariff Docket to publish)
for and on behalf of Road West)
(T-121362), provisions resulting)
in increases because of the)
transfer of Road West to Western)
Motor Tariff Bureau, Inc. from)
Commission Transition Tariffs.)

Shortened Procedure
Tariff Docket
Application 83-08-70
(Filed August 29, 1983;
amended September 26
and November 2, 1983)

O P I N I O N

By this application, Western Motor Tariff Bureau, Inc., Agent (WMTB), on behalf of Road West, requests authority to cancel its adoption of Commission's transition tariffs and concurrently, with the proposed cancellation, establish its participation in the following tariffs of Western Motor Tariff Bureau, Inc.:

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;
Exception Sheet 1-B, CA PUC 34; and
Local Commodity Tariff 273, CA PUC 53.

Road West has determined that a number of competitive advantages will accrue to itself as a result of the proposed transfer. Because of inherent differences between Commission transition tariffs and WMTB tariffs, increases and reductions would result.

Road West desires the highest rate levels accorded any other intrastate carrier, which is 22% above Transition Tariff 2 level, with respect to minimum charges and other accessorial charges published in WMTB tariffs. Road West believes that its participation in WMTB tariffs at the highest minimum charges authorized other carriers will result in increasing applicant's California intrastate gross revenue by less than one percent.

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 and amendments were listed on the Commission's Daily Calendars of September 1 and 29, and November 4, 1983, respectively. No objection to the granting of the application, as amended, has been received.

Findings of Fact

1. The increases resulting from this proposal are justified.
2. The proposal will result in increasing applicant's California intrastate gross revenue by less than one percent.
3. The following order has no reasonably foreseeable impact on the energy efficiency of highway carriers.
4. Limited authority to depart from the provisions of PU Code Section 461.5 is justified.
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. Road West is authorized to cancel its adoption of Public Utilities Commission transition tariffs and to participate concurrently in the following tariffs issued by Western Motor Tariff Bureau, Inc.:

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;
Exception Sheet 1-B, CA PUC 34; and
Local Commodity Tariff 273, CA PUC 53.

2. Road West is authorized to increase the minimum charges and accessorial charges by 22% as a participant in Western Motor Tariff Bureau, Inc., Agent, tariffs.

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. Road West, 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

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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 adoption of the Commission's transition tariffs shall be concurrent with the effective date of the authorized participation in the tariffs issued by Western Motor Tariff Bureau, Inc.

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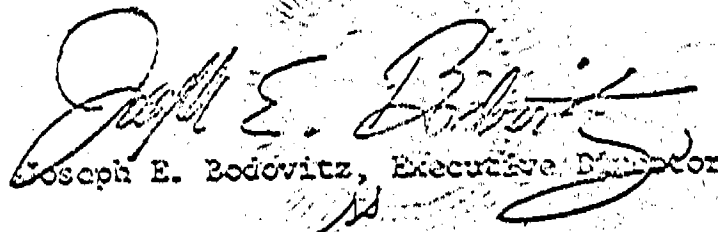
This order becomes effective 30 days from today.

Dated JAN 19 1984, at San Francisco, California.

LEONARD M. GRIMES, JR.
President

VICTOR CALVO
PRISCILLA C. CREW
DONALD VIAL
WILLIAM T. BAGLEY
Commissioners

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


Joseph E. Bodovitz, Executive Director