

ORIGINAL

Decision No. 86789

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
DART TRANSPORTATION SERVICE, a)
California corporation, to deviate)
from minimum rates pursuant to)
Section 3666 of the Public Utilities)
Code for the Procter & Gamble Co.)

Application No. 55849
(Filed August 4, 1975)

O P I N I O N

By Decision No. 84988 dated October 15, 1975, applicant Dart Transportation Service was granted interim authority, pending hearing and final determination, to charge less than the established minimum rates for the transportation of unitized loads of merchandise on carrier owned pallets within the Los Angeles area for Procter & Gamble Co. That authority will expire December 31, 1976.

On September 30, 1976, applicant submitted current financial statements and data reflecting operating experience under the authority here in issue.^{1/} Applicant requests that the authority be continued without modification.

1/ These data were docketed as Special Deviation Docket No. 499.

The financial and operational data indicate that the carrier's overall financial position is sound, and the particular service has been beneficial to the carrier and shipper and is profitable.

No request for public hearing, or objection to granting the relief sought, has been received.

We find that the rate deviation is reasonable and conclude that the authority should be continued as set forth in the following order.

Since conditions under which the service is performed may change at any time, the authority granted in the ensuing order will expire at the end of one year unless sooner canceled, modified, or extended by order of the Commission.

O R D E R

IT IS ORDERED that:

1. Dart Transportation Service is authorized to depart from the minimum rates set forth in Minimum Rate Tariff 2 by charging not less than those rates set forth in Appendix A of this decision. This authority does not include any deviation from any rates, rules, or regulations except as specifically set forth in Appendix A.

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2. The authority granted shall expire one year after the effective date of this order unless sooner canceled, modified, or extended by order of the Commission.

The effective date of this order shall be December 31, 1976.

Dated at San Francisco, California, this 21st day of DECEMBER, 1976.

I dissent.
William Sproule, Jr.
Commissioner

[Signature]

President

[Signature]

[Signature]

[Signature]

Commissioners

Commissioner Robert Katinovich, being necessarily absent, did not participate in the disposition of this proceeding.

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Carrier: Dart Transportation Service.

Shipper: Procter & Gamble Co.

Subject to the provisions of Notes 1 through 9, carrier-owned pallets may be furnished to the shipper for subsequent transportation of palletized shipments of commodities named below. In such circumstances a charge of 3 cents per 100 pounds will be assessed on the weight on which freight charges are computed and such charge shall be in addition to all other applicable rates and charges provided in Minimum Rate Tariff 2.

Commodities: Cleaning, scouring, washing compounds, etc.
(48580, 48581)
Flour, prepared, edible (cake and muffin mix)
(73030, 73060, 73080, 73100, 73120, 73140)
Oil, cooking or salad, NOI (144800)
Peanut Butter or Peanut Spread (74220)
Softeners, textile (176960)
Vegetable Oil Shortening (134530)
Potato chips in hermetically sealed cans (74480, sub.1)

Origin: Procter & Gamble Co.
Long Beach, California

Destinations: Points and places in Los Angeles, Orange, Riverside,
and San Bernardino Counties.

- Note 1: Loading and unloading appointments, plus or minus 30 minutes, will be observed by both shipper and consignee.
- Note 2: Rate includes 120 minutes free time for loading and 120 minutes free time for unloading. Excess time is subject to charge in Item 145, Minimum Rate Tariff 2. Time will be computed from appointment time or time of arrival of carrier at loading or unloading facility whichever is later.
- Note 3: One stop in transit to part unload will be permitted. Charges in Item 173 of Minimum Rate Tariff 2 will apply.

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- Note 4: Consignee will provide the necessary equipment (normally a pallet jack) needed for carrier employee to unload onto consignee dock or to place pallet at rear of carrier's trailer. Carrier's employee will not separate or hand stack cargo.
- Note 5: Consignee will provide the same number of empty pallets of equal quantity and condition when unloading is completed. Time waiting for pallet exchange will be included in total time for unloading.
- Note 6: Shipper will provide the necessary equipment (electric pallet jack) for carrier's employee to place palletized cargo in carrier's trailers. Carrier employee will not stack nor separate cargo.
- Note 7: Shipper must indicate the number of pallets and weight thereof on bill of lading covering loaded movement, and must show reference to the shipping document and date of shipment of the inbound movement on the outbound shipping document.
- Note 8: Freight charges for return of empty pallets to origin point of shipment will be at rates set forth in Item 330.6 of Minimum Rate Tariff 2 and will be for the account of the consignor.
- Note 9: The provisions of this item will apply only on 48 x 40 GMA four-way hardwood pallets.