

ORIGINAL

Decision No. 86901

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation for the purpose of considering and determining minimum rates for transportation of trailer coaches and campers statewide as provided in Minimum Rate Tariff 18 and the revisions or reissues thereof.

Case No. 8808  
Petition for Modification  
No. 40  
(Filed September 29, 1976)

INTERIM OPINION

Minimum Rate Tariff 18 (MRT 18) contains minimum rates for the statewide transportation of trailer coaches and campers by highway carriers. Petitioner, Highway Carriers Association, seeks increases up to 23.9 percent.

Except for a fuel offset surcharge of 6 percent authorized by Decision No. 84965 dated October 7, 1975, the rates in MRT 18 were last adjusted by Decision No. 82498 dated February 20, 1974. Petitioner alleges that since the issuance of Decision No. 82498 drivers' wages have increased from \$6.23 per hour to \$7.70 per hour, an increase of 23.6 percent, which increase is not reflected in the cost data underlying the existing level of MRT 18 rates and charges.

Findings

1. Highway Carriers Association seeks an increase in the minimum rates and charges named in MRT 18 to offset recent increases in drivers' wages.
2. The operating cost data underlying the existing level of MRT 18 rates and charges do not reflect increases in drivers' wages since the last adjustment of MRT 18 in 1974.

3. The ex parte interim surcharge increases in rates and charges of 10 percent established in the order which follows are just, reasonable, and nondiscriminatory minimum rates and charges for the transportation governed thereby. This increase is estimated to aggregate \$800,000 annually.

4. To the extent that the provisions of MRT 18 have been found to constitute reasonable minimum rates and rules for common carriers as defined in the Public Utilities Code, those provisions as hereafter adjusted will be reasonable minimum rate provisions for those carriers. To the extent that the existing rates and charges of common carriers for the transportation involved are less in volume or effect than the minimum rates and charges herein designated as reasonable for said carriers, such lower rates and charges are, for the future, unjust and unreasonable.

#### Conclusions

1. Petition for Modification No. 40 in Case No. 8808 should be granted to the extent provided in the order herein and MRT 18 amended accordingly.

2. Common carriers should be authorized to depart from the long- and short-haul provisions of Section 461.5 of the Public Utilities Code and the Commission's tariff circular requirements only to the extent necessary to publish the cost offset surcharges ordered herein.

3. The cost offset surcharges set forth in Supplement 9 of MRT 18 should be included with the cost offset surcharges authorized herein, and Supplement 9 of MRT 18 should be canceled.

4. The effective date of this order should be the date on which it is signed because there is an immediate need for rate relief.

INTERIM ORDER

IT IS ORDERED that:

1. Minimum Rate Tariff 18 (Appendix B of Decision No. 72418, as amended) is further amended by incorporating therein to become effective February 8, 1977, Supplement 11, attached hereto and by this reference made a part hereof.

2. Common carriers subject to the Public Utilities Act, to the extent that they are subject also to Decision No. 72418, as amended, are directed to establish in their tariffs the increases necessary to conform with the further adjustments ordered by this decision.

3. Tariff publications required to be made by common carriers 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 the fifth day after the effective date of this order on not less than five days' notice to the Commission and to the public and shall be made effective not later than February 8, 1977.

4. Common carriers, in establishing and maintaining the rates authorized by this order, are authorized to depart from the provisions of Section 461.5 of the Public Utilities Code to the extent necessary to adjust long- and short-haul departures now maintained under outstanding authorizations; such outstanding authorizations are hereby 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. In all other respects, Decision No. 72418, as amended, shall remain in full force and effect.

6. Public hearing shall be scheduled in this proceeding for the receipt of evidence relative to the final disposition of Petition No. 40.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 25<sup>th</sup> day of JANUARY, 1977.

Robert B. Quinn  
President  
William J. Quinn  
George J. Quinn  
Commissioners

SURCHARGE SUPPLEMENT

SUPPLEMENT 11

(Cancels Supplement 9)

(Supplements 5, 10 and 11 Contain All Changes)

TO

MINIMUM RATE TARIFF 18

NAMING

MINIMUM RATES AND RULES

FOR THE

TRANSPORTATION OF

TRAILER COACHES AND CAMPERS

OVER THE PUBLIC HIGHWAYS WITHIN

THE STATE OF CALIFORNIA

BY

RADIAL HIGHWAY COMMON CARRIERS

AND

HIGHWAY CONTRACT CARRIERS

APPLICATION OF SURCHARGES

(See Page 2 of this Supplement)

Decision No.

**86901**

EFFECTIVE FEBRUARY 8, 1977

ISSUED BY THE  
PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA  
State Building, Civic Center  
San Francisco, California 94102

◊APPLICATION OF SURCHARGES

Except as otherwise provided, compute the amount of charges in accordance with the provisions of this tariff and increase the amount so computed as follows:

1. By sixteen (16) percent on all charges except as provided in paragraph 2 and EXCEPTIONS.
2. By ten (10) percent on charges determined under the following provisions of this tariff, except as otherwise specifically provided and EXCEPTIONS:
  - (a) Item 170 - Charges for Delays.
  - (b) Item 190 - Diverted Shipments.
  - (c) Item 210 - Special Services.
  - (d) Item 220 - Repairs or Replacements in Transit.
  - (e) Item 230 - Tire and Tube Repair and/or Replacement, except that the mileage charge in paragraph 1(b) thereof shall be increased by sixteen (16) percent.
  - (f) Item 240 - Charges for Escort Service, except that the mileage charge in paragraph (b)1 thereof shall be increased by sixteen (16) percent.
  - (g) Item 310 - Accessorial Services not Included in Common Carrier Rates.

EXCEPTIONS: The surcharges, as set forth in paragraphs 1 and 2 above, shall not be applicable to the rates and charges as set forth in the following items of this tariff:

- (a) Item 250 - Storage in Transit.
- (b) Item 260 - Charges for Permit Shipments.
- (c) Item 270 - Payment of Advance Charges.
- (d) Item 281 - Split Shipment.
- (e) Item 290 - Alternative Application of Common Carrier Rates.
- (f) Item 300 - Alternative Application of Combinations with Common Carrier Rates.
- (g) Item 301 - Alternative Application of Combinations with Common Carrier Rates.
- (h) Item 321 - Collect on Delivery (C.O.D.) Shipments.

THE END

◊ Increase, Decision No. **86901**