

Decision No. 86948

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of Coastal Delivery Systems for)
an Order from the Commission)
exempting it, by name, from the)
provisions of Minimum Rate)
Tariff Numbers 2 and 9-B when)
engaging in the transportation)
of medical laboratory specimens)
and other medically related)
articles.)

Application No. 56862
(Filed November 12, 1976)

OPINION AND ORDER

By this application, Stanley Hansen, doing business as Coastal Delivery Systems, seeks exemption from the minimum rates and rules named in Minimum Rate Tariffs 2 and 9-B for the "courier type" transportation of medical laboratory specimens.

The application is based on special circumstances and conditions detailed therein.

The application was listed on the Commission's Daily Calendar of November 12, 1976. California Trucking Association opposed the ex parte consideration, as proposed, stating:

"We would have no objection to relief being granted under criteria set forth under Decision 61626 (J. S. Aaronson) provided that any ensuing order will conform the relief sought to that typically accorded other couriers in similar circumstances by specifically setting forth the commodities for which the exemption is sought."

The authority hereinafter granted will conform with that accorded other carriers by specifically setting forth the commodities for which the exemption is sought.

In the circumstances, the Commission finds that applicant intends to engage in a "courier type" transportation service for which competing highway carriers have heretofore been exempted from the otherwise governing minimum rates and applicant's request

for similar relief has been shown to be justified. A public hearing is not necessary. The Commission concludes that the application should be granted as set forth in the ensuing order and the effective date of this order should be the date hereof because there is an immediate need for this rate relief.

IT IS ORDERED that:

Stanley Hansen is exempted from the governing provisions of Minimum Rate Tariffs 2 and 9-B when engaged in the "courier type" transportation of:

Human and animal specimens, specifically whole blood or blood serum in small glass or plastic tubes or vials; small glass slides containing tissue or blood smears; urine, feces, materials for culture, tissue, and calculi, all in appropriate containers; X-ray photographs; medical transmittal documents and documents reporting results of medical laboratory tests; and incidental items such as specimen envelopes, test request forms, and transmittal containers furnished by medical laboratories to their clients when transported in vehicles not exceeding a licensed weight of 4,500 pounds.

The effective date of this order is the date hereof.

Dated at San Diego, California, this 8th day of February, 1977.

Robert Babum

President

William J. ...

Vernon L. ...

Richard ...

Richard D. Howell

Commissioners