

ORIGINAL

Decision No. 86950

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application under the Shortened)	Shortened Procedure
Procedure Tariff Docket to Amend)	Tariff Docket
Demurrage Rules in Tariff 4-J of)	Application No. 56775
Agent J. F. Doyle.)	(Filed September 23, 1976)

OPINION AND ORDER

By this application, Pacific Car Demurrage Bureau, Agent, on behalf of 30 California railroads,¹ seeks authority to: (1) reduce the free time for removing property from railroad premises or loading and unloading cars from 48 hours to 24 hours; (2) increase the demurrage charges from \$5.00 to \$10.00 per day for the first four days, from \$10.00 to \$20.00 per day for the fifth and sixth days, from \$10.00 to \$30.00 for the seventh and eighth days, and from \$15.00 to \$30.00 for each subsequent day; (3) increase the detention charges because of strike conditions from \$1.00 per day to \$6.00 per day; (4) increase the demurrage charges under average agreements from \$10.00 to \$20.00 for the first two days, from \$10.00 to \$30.00 for the next two days and from \$15.00 to \$30.00 for each subsequent day; (5) to increase storage charges from \$3.00 to \$5.00 per day; and (6) amend certain storage and demurrage provisions.²

Applicant alleges that the proposed changes have generally been in effect on interstate traffic since April 1, 1975. Applicant avers that the reduction of free time is an effective and necessary measure to improve car utilization and increase car supply and it

¹ The railroads are listed in Exhibit A attached to the application.

² The present and proposed demurrage and storage provisions are set forth in detail in Exhibit B attached to the application.

has long been recognized that cars can be loaded in a matter of minutes or a few hours. Applicant states that its proposal should be made applicable on California intrastate traffic to encourage release of cars prior to the expiration of the first demurrage day.

Applicant asserts that increases resulting from the proposal herein would not increase the California intrastate gross revenue of any of the involved carriers by as much as one percent. According to applicant, the yearly revenue increase under its proposal should approximate \$30,000.

The application was listed on the Commission's Daily Calendar of September 27, 1976. No objection to the granting of the application has been received.

In the circumstances, the Commission finds that applicant's proposal is justified. A public hearing is not necessary. The Commission concludes that the application should be granted as set forth in the ensuing order.

IT IS ORDERED that:

1. Pacific Car Demurrage Bureau, Agent, on behalf of the carriers listed in Exhibit A attached to the application, is hereby authorized to publish in Freight Tariff 4-J amended demurrage and storage provisions as specifically proposed in said application.
2. Tariff publications authorized to be made as a result of the order herein shall be filed not earlier than the effective date of this order and may be made not earlier than the first day after the effective date of this order on not less than one day's notice to the Commission and to the public.
3. The authority herein granted shall expire unless exercised within ninety days after the effective date of this order.

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This order shall become effective twenty days after the date hereof.

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

Robert B. Baker

President

William J. Spence

Vernon L. Sturgeon

Donald Ross

Richard D. Givoley

Commissioners