

ORIGINAL

Decision No. 87036

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of HARRISON-NICHOLS
CO. LTD., CALIFORNIA SAND TRANS-
PORT, SILICA SAND TRANSPORT,
DONALD TALLEY, A. H. DISSINGER,
DENNIS TRANSPORT, DANIEL C.
REYNOLDS, CLIFFORD E. WALTERS,
F. L. HART, SR., F. L. HART, JR.,
and G. W. HART, ALLAN BRANCH,
ROBERT R. WORLEY, JOHN ATKINS,
for authority to depart from the
minimum rates, rules, and
regulations of Minimum Rate
Tariff No. 7-A, pursuant to the
provisions of Section 3666 of the
Public Utilities Code, for
OWENS-ILLINOIS, INC.

Application No. 56093
(Filed November 25, 1975;
amended January 13, 1976)

ORDER EXTENDING INTERIM AUTHORITY

Applicant Harrison-Nichols Company, Ltd., a California corporation, and other carriers listed above (Harrison-Nichols et al.) were granted interim authority by Decision No. 85538 dated March 9, 1976 in Application No. 56093, to deviate from the minimum rates named in Minimum Rate Tariff 7-A for the transportation of processed silica sand from the Mission Viejo production plant of Owens-Illinois Glass Company in the city of San Juan Capistrano to the Owens-Illinois Glass Company factory in Vernon.

An extension of this interim authority to expire March 9, 1977 was granted by Decision No. 86358 dated September 1, 1976 to enable the applicants to obtain more reliable data and information to support their application. Certain of the applicants here held similar interim deviation authority from 1971 to 1973 for similar operations. Then and now the applications have been opposed by the California Trucking Association. Public hearing is being held in Los Angeles on March 2 and 3, 1977, and a final decision will thereafter issue.

In that a decision cannot be issued before the expiration date of March 9, 1977, the existing interim deviation authority will be extended to expire May 9, 1977. Because the reduced rates benefit the public and interruption in the authority pending decision would not be beneficial, the extension should be made effective at once.

Findings

Under the circumstance of pending final resolution of this application, and that the rates of \$2.58 per ton based on an 8-hour operation, and \$2.41 per ton based on a 24-hour operation, continue to be reasonable for these applicants on an interim basis, the extension of interim authority is warranted.

Conclusion

The interim relief granted by Decision No. 85538 and extended by Decision No. 86358 should be continued as set forth in the initial decision to expire May 9, 1977.

IT IS ORDERED that the expiration date of the interim authority granted to Harrison-Nichols et al. by Decision No. 85538 is extended to May 9, 1977.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 1st
day of MARCH, 1977.

Robert B. Turner

President

William J. ...

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Charles D. ...

Commissioners