

Decision No. 87042

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investi-)
gation for the purpose of con-)
sidering and determining)
minimum rates for transporta-)
tion of livestock and related)
items statewide as provided in)
Minimum Rate Tariff 3-A and the)
revisions or reissues thereof.)

Case No. 5433
Petition for Modification
No. 65
(Filed February 11, 1977)

OPINION AND ORDER

Minimum rates for the transportation of livestock by highway carriers are set forth in Minimum Rate Tariff 3-A (MRT 3-A). By this petition, California Trucking Association seeks to have MRT 3-A amended by extending the expiration date governing the livestock service shipment provisions of Item 185 of said tariff from March 1, 1977, to April 1, 1978. The tariff provisions allow for a livestock shipment consisting of multiple pickups and deliveries to be rated as a single shipment when transported in a single unit of carrier's equipment.

Petitioner states that the proposed extension of the expiration date is necessary to allow sufficient time for the shippers and carriers to evaluate the benefit of said tariff provisions and, if necessary, make any desirable changes.

Copies of the petition were mailed to various interested parties. The petition was listed on the Commission's Daily Calendar of February 15, 1977. No objection to the granting of the petition has been received.

In the circumstances, the Commission finds that petitioner's proposal is reasonable and justified to the extent hereinafter indicated. The involved tariff provisions will be made permanent as procedures are available to petitioner and other interested parties in the event that they may desire to modify

or cancel said provisions in the future. A public hearing is not necessary. The Commission concludes that the petition 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 to continue the tariff provisions in effect without a lapse in their effectiveness.

IT IS ORDERED that:

1. Minimum Rate Tariff 3-A (Appendix A to Decision 55587, as amended) is further amended by incorporating therein, to become effective March 1, 1977, Ninth Revised Page 9-A 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 55587, as amended, are hereby authorized to establish in their tariffs the amendments necessary to conform with the other adjustments ordered herein.

3. Tariff publications authorized to be made by common carriers as a result of the order herein may be made effective on not less than one day's notice to the Commission and to the public.

4. Common carriers, in establishing and maintaining the amendments authorized hereinabove, are hereby 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 amendments 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 55587, as amended, shall remain in full force and effect.

The effective date of this order is the date hereof.

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

Robert B. Baker
President
William J. Brown
James L. Stinson
R. R. [unclear]
Richard D. [unclear]
Commissioners

SECTION 1--RULES (Continued)	ITEM
<p style="text-align: center;">SPLIT DELIVERY</p> <p>1. The charge for a split delivery shipment, as defined in Item 11, shall be the charge applicable to the transportation of a single shipment of the same kind and quantity of livestock for the distance from point of origin to that point of destination which produces the shortest distance, via the other point or points of destination (See Exception), plus an added charge of \$7.30 per component part.</p> <p>EXCEPTION.--In the event that a shipment has origin and destination points within and without a mileage territory, and any of such points are located within a metropolitan zone, the shortest distance shall be computed subject to the following provisions:</p> <p>(a) Between a point within a metropolitan zone and a point not within the same metropolitan zone group but within the Related Mileage Territory, use for constructive mileage determination for the point within the metropolitan zone, the mileage basing points for the applicable metropolitan zone groups.</p> <p>(b) Between two or more metropolitan zones within the same metropolitan zone group, use for constructive mileage determination the mileage basing points for the individual metropolitan zones.</p> <p>2. At time of tender of shipment, carrier shall issue a single agreement for carriage for the composite shipment, and be furnished with delivery instructions, either manifest, written or oral, containing the name of each consignee, the points of destination and the kind and quantity of livestock in each component part. Oral delivery instructions must be confirmed in writing not later than 48 hours after tender of shipment.</p> <p>3. If split pickup is performed on a split delivery shipment or a component part thereof, or if shipping instructions do not conform with the requirements of paragraph 2 hereof, each component part of the split delivery shipment shall be rated as a separate shipment under other provisions of this tariff.</p>	<p>\$1.80</p>
<p style="text-align: center;">LIVESTOCK SERVICE SHIPMENT</p> <p>The rate for the transportation of a livestock service shipment shall be determined and applied as follows:</p> <p>(1) Distance rates shall be determined by the distance from that point of origin to that point of destination which produces the shortest distance via all points of origin and/or destination (See Exception).</p> <p>(2) In addition to the rate for transportation, an additional charge of \$7.30 shall be assessed for each component part; except that such additional charge shall not apply on any shipment involving only a single pickup and a single delivery.</p> <p>(3) For each livestock service shipment an agreement of carriage shall be issued; and the carrier shall be furnished with instructions showing the name of each consignee or consignor, the point(s) of origin and/or destination and the description of the kind and number of head of livestock in each component part of such shipment.</p> <p>EXCEPTION--In the event that a shipment has origin and destination points within and without a mileage territory, and any of such points are located within a metropolitan zone, the shortest distance shall be computed subject to the following provisions:</p> <p>(a) Between a point within a metropolitan zone and a point not within the same metropolitan zone group but within the Related Mileage Territory, use for constructive mileage determination for the point within the metropolitan zone, the mileage basing points for the applicable metropolitan zone groups.</p> <p>(b) Between two or more metropolitan zones within the same metropolitan zone group, use for constructive mileage determination the mileage basing points for the individual metropolitan zones.</p>	<p>\$0.185</p>
<p> ◊ Change) ◊ Reduction) ◊ Change, neither) increase nor) reduction) </p> <p style="margin-left: 150px;">Decision No. 87042</p>	
EFFECTIVE	
ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.	

Correction