

Decision No. 87150

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application )  
of BOYD TRUCKING CO., a corpor- )  
ation, for an order authorizing )  
departure from the rates, rules )  
and regulations of Minimum Rate )  
Tariff No. 15, pursuant to the )  
provisions of Section 3666 of )  
the Public Utilities Code, for )  
the transportation of lumber and )  
forest products. )

Application No. 56475  
(Filed May 11, 1976)

And Related Matter )

Application No. 56476  
(Filed May 11, 1976)

OPINION AND ORDER

By Application 56475, Boyd Trucking Co., a corporation, requests authority to deviate from the provisions of Minimum Rate Tariff 15 in connection with transportation of lumber and forest products between points within 250 miles of Red Bluff for Louisiana-Pacific Corporation.

By Application 56476, Boyd Trucking Co., a corporation, requests authority to amend its highway common carrier certificate by excluding therefrom the transportation of lumber and forest products between points within 250 miles of Red Bluff and to assess, as a highway contract carrier, the same less-than-minimum rates it now charges as a highway common carrier in the area covered by the proposed commodity exclusion.

The applications are based on special circumstances and conditions detailed therein.

Revenue and expense data submitted by applicant indicate that the transportation involved may reasonably be expected to be profitable under the proposed rates.<sup>1</sup>

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<sup>1</sup>Such data are set forth in Application 56475, Case 5432 (Petition for Modification 944) and Case 7783 (Petition for Modification 150).

A. 56475, 56476 - TH/cab

The applications were listed on the Commission's Daily Calendar of May 13, 1976. No objection to the granting of the applications has been received.

In the circumstances, the Commission finds that applicant's rate proposals in Applications 56475 and 56476 are reasonable. A public hearing is not necessary. The Commission concludes that the applications 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. A separate order will be issued in Application 56476 concerning the proposed amendment of the certificate.

IT IS ORDERED that:

1. Boyd Trucking Co., a corporation, is authorized to perform the transportation shown in Appendix A attached hereto and by this reference made a part hereof at not less than the rates set forth therein.

2. Boyd Trucking Co., a corporation, is authorized to perform the transportation shown in Appendix B attached hereto and by this reference made a part hereof at not less than the rate set forth therein.

3. The authorities granted herein shall become effective concurrently with the effective date of the tariff filings required by paragraph 2(b) of Decision **87149**

4. Decision 86955, as amended, and Decision 87007 shall be revoked concurrently with the effective date of the tariff filings required by paragraph 2(b) of Decision **87149**

The authorities granted in said Appendices A and B shall expire with February 11 and 28, 1978, respectively.

A. 56475, 56476 - TM/cab

The effective date of this order is the date hereof.  
Dated at San Francisco, California, this 29<sup>th</sup> day of  
March, 1977.

Robert Rabinovich  
President

William J. Sproul

Vernon L. Stungen

Moss

Richard D. Qualls  
Commissioners

## APPENDIX A

Carrier Boyd Trucking Co.  
 For: Louisiana-Pacific Corporation  
 Territory: All points within a radius of 250 miles of Red Bluff, excluding Camino.  
 For: Kimberly Clark Corp.  
 Territory: All points within a radius of 250 miles of Anderson, excluding Camino.  
 Commodities: Lumber and Forest Products.

## Rates Per Unit of Equipment:

Monthly Vehicle Unit Charge	\$2,421.00
Premium Pay Hourly Rate	14.85
Mileage Rate	.30
Saturday and Sunday - per day	118.80
Saturday and Sunday - per hour excess	22.23
Holidays	156.60
Holidays - per hour excess	29.21
Mileage Rate	.30
Monday Observance of Holiday Falling on Sunday - extra	50.40
Total Day	169.20
Excess Hours	29.21
Mileage Rate	.30

## Conditions:

1. Rates for service on Saturdays, Sundays, Holidays and Monday Observance of Holidays Falling on Sundays apply only when the service is performed for Kimberly Clark Corp.
2. Rates for services performed for Kimberly Clark Corp. are subject to a minimum of five units of equipment.
3. Rates for services performed for Louisiana-Pacific Corporation are subject to a minimum of three units of equipment.

APPENDIX A

4. Applicant has not indicated that subhaulers will be engaged nor have any costs of subhaulers been submitted. Therefore, if subhaulers are employed, they shall be paid no less than the rates authorized herein without any deduction for use of applicant's trailing equipment.
5. In all other respects, the rates and rules in Minimum Rate Tariff 15 shall apply.

(END OF APPENDIX A)

APPENDIX B

Carrier: Boyd Trucking Co.  
For: Hudson Lumber Company.  
Commodity: Incense Cedar Pencil Stock.  
From: Anderson, including all points within the railroad limits of Anderson.  
To: San Leandro.  
Rate: 54 cents per 100 pounds.  
Minimum Weight: 90,000 pounds.

Conditions:

1. The lumber shall be prepared for shipment by the consignor.
2. The operation shall be conducted on a continuous 24-hour basis and in excess of 225 days a year.
3. Loading of the lumber at Anderson and unloading at San Leandro shall be performed by consignor and consignee, respectively, with forklift trucks supplied by, and operated by, employees of consignor and consignee.
4. Applicant has not indicated that subhaulers will be engaged nor have any costs of subhaulers been submitted. Therefore, if subhaulers are employed, they shall be paid no less than the rate authorized herein without any deduction for use of applicant's trailing equipment.
5. In all other respects, the rates and rules in Minimum Rate Tariff 2 shall apply.

(END OF APPENDIX B)