

ORIGINAL

Decision No. 87182

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application )  
of FRANK'S TRUCKING for authority )  
to depart from the minimum rates, )  
rules and regulations of Minimum )  
Rate Tariff No. 2, pursuant to the )  
provisions of Section 3665 of the )  
Public Utilities Code for trans- )  
portation for CONTINENTAL CAN )  
COMPANY, INC. )

Application No. 56588  
(Filed June 30, 1976)

And Related Matter. )

Application No. 57126  
(Filed March 4, 1977)

OPINION AND ORDER

By Application 56588, Frank's Trucking, a corporation, requests authority to deviate from the provisions of Minimum Rate Tariff 2 in connection with the transportation of plain, coated, lacquered, painted, lithographed or printed NOI tin mill black plate, tin plate, terne plate, or chrome-plated black plate; aluminum plate or sheet; and can ends, steel, tin or aluminum for Continental Can from Pittsburg to Lodi, Sacramento, San Jose and San Leandro.

By Application 57126, Frank's Trucking, a corporation, requests authority to deviate from the provisions of Minimum Rate Tariff 2 in connection with the transportation of the aforementioned commodities for Del Monte Corporation from Pittsburg to Oakland.

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.

A. 56588 and 57126 - HAH/hk

Applications 56588 and 57126 were listed on the Commission's Daily Calendar of July 2, 1976, and March 7, 1977, respectively. No objection to the granting of the applications has been received.

In the circumstances, the Commission finds that applicant's proposals are reasonable. A public hearing is not necessary. The Commission concludes that the applications should be granted as indicated 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:

1. Frank's Trucking, 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. The authority granted herein shall become effective concurrently with the effective date of the tariff filings required by paragraph 2 of Decision 87181.

3. Decision 86565 shall be revoked concurrently with the effective date of the tariff filings required by paragraph 2 of Decision 87181.

4. The authority granted herein shall expire with October 26, 1978.

A. 56588 and 57126 - HAH/hk \*

The effective date of this order is the date hereof.

APRIL Dated at Sacramento, California, this 5<sup>th</sup> day of  
          , 1977.

Robert Bakula

President

William J. Sproull

Vernon L. Sturgeon

Floyd

Richard D. Hooley

Commissioners

## APPENDIX A

Carrier: Frank's Trucking  
 For: Continental Can Company, Inc.  
 Commodities: Plain, coated, lacquered, painted, lithographed or printed NOI tin mill black plate, tin plate, terne plate, or chrome-plated black plate; aluminum plate or sheet; and can ends, steel, tin or aluminum.

From: Pittsburg

Rates in Cents Per 100 Pounds

To:	San Jose	28
	San Leandro	24

Commodities: Plain, coated, lacquered, painted, lithographed or printed NOI tin mill black plate, tin plate, terne plate, or chrome-plated black plate; aluminum plate or sheet; and can ends, steel, tin or aluminum (moving in straight shipments).

From: Pittsburg

Rates in Cents Per 100 Pounds

To:	Sacramento	35
	Lodi	25

For: Del Monte Corporation

Commodities: Plain, coated, lacquered, painted, lithographed or printed NOI tin mill black plate, tin plate, terne plate or chrome-plated black plate, in coils, in packages, or on platforms or skids.

From: Pittsburg

Rate in Cents Per 100 Pounds

To:	Oakland	24
-----	---------	----

## Conditions:

1. Each shipment shall be two (2) truckloads, minimum weight shall be 96,000 pounds per shipment; more than one shipment per day may be shipped.
2. Shipments shall be power-loaded by shipper and power-unloaded by consignee at no expense to carrier.

APPENDIX A

3. Except as herein noted, shipments may be a mix of any of the above commodities.
4. There shall be no split-delivery shipments under these rates.
5. If shipper or a receiver fails to load or unload within one hour of the scheduled time or the actual arrival time, whichever time is later, shipper shall pay a detention charge of \$10.00 per hour based on one quarter hour increments or any fraction thereof.
6. Freight charges shall be prepaid by Continental Can Company, Inc. or paid by Del Monte Corporation, as the case may be.
7. Applicant has not indicated subhaulers will be engaged nor have any costs of subhaulers been submitted. Therefore, if subhaulers are employed, they shall be paid not less than the rates authorized herein without any deduction for use of applicant's trailing equipment.
8. In all other respects, the rates and rules in Minimum Rate Tariff 2 shall apply.

(END OF APPENDIX A)