

ORIGINAL

Decision No. S7561 July 6, 1977

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Western Motor)
 Tariff Bureau, Inc. under the)
 Shortened Procedure Tariff Docket)
 for and on behalf of Bayview)
 Trucking, Inc. to become a party)
 in a rule providing for exclusive)
 use of carrier's equipment which)
 results in increases over pro-)
 visions presently applicable.)

Shortened Procedure
 Tariff Docket
 Application No. 56981
 (Filed January 4, 1977)

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., (WMTB) Agent, seeks authority, on behalf of Bayview Trucking, Inc. (Bayview), to cancel Bayview's present rules for "Exclusive Use of Equipment" and "Full Utilization of Carrier's Equipment"¹ and concurrently to publish a single rule to cover both situations.

Applicant states the proposed provisions will provide a more equitable basis of charges which will follow more closely than the present provisions the cost of providing so-called exclusive use or full utilization services.

Applicant asserts that increases resulting from the proposal herein would not increase Bayview's California intrastate gross revenue by as much as one percent. Applicant anticipates that the yearly revenue under its proposal will not exceed \$1,000.

The application was listed on the Commission's Daily Calendar of January 5, 1977. No objection to the granting of the application has been received.

In the circumstances, the Commission finds that increases resulting from applicant's proposal are justified. A public hearing is not necessary. The Commission concludes that the application

¹ The current rules are set forth in Items 289 and 395 of WMTB Local, Joint and Proportional Freight and Express Tariff No. 111, Cal. P.U.C. No. 15.

should be granted.

IT IS ORDERED that:

1. Western Motor Tariff Bureau, Inc., Agent, is hereby authorized, on behalf of Bayview Trucking, Inc., to publish amendments in its Local, Joint and Proportional Freight and Express Tariff No. 111, Cal.P.U.C. No. 15, as specifically proposed in the application.

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 effective not earlier than five days after the effective date of this order on not less than five days' 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.

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

Dated at San Francisco, California, this 6th day of JULY, 1977.

Robert Behrman
President
William Agnew, Jr.
Vernon L. Sturgeon
Richard D. Howell

Commissioners