

Decision No. S7652 JUL 26 1977

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of WEST TRANSPORTA-)
 TION, INC., a corporation, for)
 authority to charge at a rate)
 less than those prescribed in)
 Minimum Rate Tariff 2, for the)
 transportation of scrap, iron or)
 steel, for Schnitzer Steel Pro-)
 ducts of Calif., Inc. from Rancho)
 Cordova, CA to Oakland, CA.,)
 pursuant to Section 3666 of the)
 Public Utilities Code.)

Application No. 57024
(Filed January 21, 1977)

OPINION AND ORDER

By this application West Transportation, Inc. requests authority to deviate from the provisions of Minimum Rate Tariff 2 in connection the transportation of scrap iron or steel for Schnitzer Steel Products of California, Inc., from Rancho Cordova to Oakland.

The application is based on special circumstances and conditions detailed therein.

The application was listed on the Commission's Daily Calendar of January 24, 1977. California Trucking Association protested the ex parte consideration of the application stating:

"Costs indicated for Owner-Operators are general in nature with lump sum totals furnished in the form of estimates of average costs per mile. No indication has been made as to the actual source of these figures. Also, it should be noted that no provision has been made for Owner-Operator labor costs, or for any indirect expenses of the Owner-Operator. While reference is made to two unnamed owner-operators, there is no indication that such cost actually will be experienced."

Applicant has submitted verified cost statements of the two sub-haulers which it plans to use and the authority will be limited only to these carriers when subhauling is involved.

Revenue and expense data submitted by applicant are sufficient to determine that the transportation involved may reasonably be expected to be profitable under the proposed rates.

In the circumstances, the Commission finds that applicant's proposal is reasonable. A public hearings is not necessary. The Commission concludes that the application should be

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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.

IT IS ORDERED that:

1. West Transportation Inc. 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 expire one year after the effective date of this order unless sooner cancelled, modified or extended by further order of the Commission.

The effective date of this order, ^{shall be twenty days after that} ~~is~~ the date hereof.

Dated at San Francisco, California, this 26th day of JULY, 1977.

I dissent.
William S. Jones Jr

Robert B. ...
President

... L. ...
Richard D. ...

Commissioners

Commissioner Claire T. Dedrick, being necessarily absent, did not participate in the disposition of this proceeding.

APPENDIX A

Carrier: West Transportation, Inc.
Commodity: Scrap iron or steel.
For: Schnitzer Steel Products of California, Inc.
From: Rancho Cordova
To: Oakland
Rate: 35 cents per 100 pounds
Minimum
Weight: 50,000 pounds

Conditions:

1. Loading and unloading in excess of one hour each shall be assessed at the charges set forth in Item 145 of Minimum Rate Tariff 2.
2. Shipments shall be power loaded and power unloaded without assistance of, or expense, to the carrier.
3. Applicant has indicated that it plans to engage subhaulers. If Henry M. Trudelle (T-105,259) or Maurice E. Hoover (T-109,212) are used as subhaulers, they shall be paid \$14.00 per hour, subject to a minimum of 55 cents per round trip mile, without any deduction for use of applicant's trailing equipment. If any other subhaulers are engaged, they shall be paid 100 percent of the rate authorized herein without any deduction for use of applicant's trailing equipment.
4. In all other respects, the rates and rules in Minimum Rate Tariff 2 shall apply.

(END OF APPENDIX A)