

Decision No. 87761

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of TRUCKING UNLIMITED)
for authority to deviate from)
Minimum Rate Tariff Number 2, as)
it relates to the transportation)
of Plasterboard Joint Systems,)
wallboard and Roofing, for)
United States Gypsum Company,)
pursuant to Section 3666 of the)
California Public Utilities Code.)

Application No. 57411
(Filed June 29, 1977)

OPINION AND ORDER

By this application, Trucking Unlimited requests authority to deviate from the provisions of Minimum Rate Tariff 2 in connection with transportation of gypsum wallboard, plasterboard joint systems, roofing and asphalt shingles for U.S. Gypsum Company from South Gate and Santa Fe Springs to various points in California.

The application is 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.

The application was listed on the Commission's Daily Calendar of July 1, 1977. California Trucking Association opposed the ex parte consideration of the application without citing any deficiencies but merely suggested that it be consolidated with Petition 771 in Case 5432. Since the relief sought is tailored to specific transportation characteristics, no useful purpose would be served by delaying this relief.

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

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IT IS ORDERED that:

1. Trucking Unlimited, 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 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 is the date hereof.

Dated at San Francisco, California, this 23rd day of AUGUST, 1977.

Robert Botwin
President

I dissent.
William Lyons Jr.

Richard D. Shalk
Marie J. Deziel
Commissioners

I dissent as to
the effective date
Vernon L. Sturgeon

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APPENDIX A

T-61,145

Carrier: Trucking Unlimited
Commodities: Plasterboard joint systems (NMF 35240)
Roofing (NMF 170160)
Shingles, asphalt composition (NMF 170550)
Gypsum Wallboard (NMF 91890)
For: U. S. Gypsum Company
From: South Gate and Santa Fe Springs

<u>To</u>	<u>Rates in cents per 100 pounds</u>
Sierra Building Materials Fresno	63
Cen-Cal Wallboard Supply) Sacramento extended area)	73
Gypsum Drywall Supply) Salinas and Fremont)	
North Bay Building Materials Napa	79

Minimum Weight: 50,000 pounds

Conditions:

1. Shipper must provide prior day advance notice of shipment.
2. Shipments to be power loaded by the shipper and power unloaded by the consignees. One and one-half (1 1/2) hour free loading, and one and one-half (1 1/2) hour free unloading time.
3. Shipment must be tendered with a released value no greater than one-half (1/2) of actual value.

APPENDIX A

4. Split pick-up shipments are not permitted.
5. 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.
6. In all other respects, the rates and rules in Minimum Rate Tariff 2 shall apply.

(END OF APPENDIX A)