

Decision No. 87786 AUG 30 1977

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

|                                      |                                   |
|--------------------------------------|-----------------------------------|
| Application of Western Motor Tariff) |                                   |
| Bureau, Inc. under the Shortened )   |                                   |
| Procedure Tariff Docket to publish ) |                                   |
| for and on behalf of Shippers )      | Shortened Procedure Tariff Docket |
| Imperial, Inc., provisions result- ) | Application No. 57417             |
| ing in increase because of the )     | (Filed June 30, 1977)             |
| publication of a minimum charge in ) |                                   |
| connection with excess trailing )    |                                   |
| equipment. )                         |                                   |

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., Agent, (WMTB) seeks authority, for and on behalf of Shippers Imperial, Inc., (Shippers Imperial) to publish certain minimum charge provisions.<sup>1</sup>

Applicant states that Shippers Imperial has entered into numerous written agreements with shippers whereby consideration is given to the capacity of the vehicle in terms of cubic feet of loading space rather than, in terms of weight. Applicant affirms that normally the question concerning the loading capacity of the vehicle creates no problem since Shippers Imperial has equipment dedicated to monthly and yearly leases, but occasionally the shipper requires an additional unit of trailing equipment which Shippers Imperial is unable to provide from its fleet. The additional unit of trailing equipment must be rented or leased from an outside source at a cost in excess of the remunerations provided in WMTB No. 113.

Applicant asserts that increases resulting from the proposal herein would not increase its California intrastate gross revenue by as much as one percent. Applicant anticipates that

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<sup>1</sup> The proposed charges are set forth in Items 220 and 320 of WMTB Local Freight Tariff No. 113, Cal. P.U.C. No. 19.

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the yearly revenue increase under its proposal should approximate \$50,000.00.

The application was listed on the Commission's Daily Calendar of July 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 should be granted.

IT IS ORDERED that:

1. Western Motor Tariff Bureau, Inc., Agent, is hereby authorized, on behalf of Shippers Imperial, Inc., to publish an amendment in its Local Freight Tariff No. 113, Cal. P.U.C. No. 19, subject to the following condition:

The rates as proposed herein shall apply only when applicant leases or rents trailing equipment from an outside source.

2. 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.

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

Dated at San Francisco, California, this 30<sup>th</sup> day of AUGUST, 1977.

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President

*William J. ...*  
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*Vernon L. Sturgeon*  
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*Richard P. ...*  
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Commissioners

Commissioner Robert Batinovich, being necessarily absent, did not participate in the disposition of this proceeding.

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