Decision No. 879.11 OCT 4 1977

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation for the purpose of considering and determining minimum
rates for transportation of any
and all commodities statewide
including, but not limited to,
those rates which are provided
in Minimum Rate Tariff 2 and the
revisions or reissues thereof.

Case No. 5432
Petition for Modification
No. 975
(Filed May 31, 1977)
Petition for Modification
No. 976
(Filed June 1, 1977)
Petition for Modification
No. 978
(Filed June 8, 1977)

OPINION AND ORDER

Minimum Rate Tariff 2 (MRT 2) names minimum rates and rules for the statewide transportation of general commodities by highway carriers. By Petitions 975, 976 and 978, California Trucking Association respectively seeks to amend MRT 2 by: (1) establishing an exception rating on rose bushes in a dormant growing state; (2) providing for a stretch wrap method of packaging for shipments of canned goods; and (3) establishing an exception rating on frozen prepared dinners or pies.

Petitioner in Petition 975 states that it seeks the establishment of a truckload exception rating on rose bushes at a higher minimum weight with a lower class rating than is set forth in the governing classification. This higher minimum weight will encourage shippers to load carrier's equipment to full visible capacity. The result will be reduced equipment needs for both carriers and shippers.

Petitioner in Petition 976 asserts that stretch wrap is a unique process of mechanically stretching special plastic film and wrapping it around a palletized load. The stretch film is applied from a continuous roll under tension and the end result is like a series of elastic bands wrapped around the load. This method securely encases and protects the load during shipment. Petitioner declares that because of the still innovative nature of the stretch wrap process, petitioner proposes to limit this authorization to those

instances where a Test Shipment Permit has been issued authorizing the use of stretch wrap and to expire May 31, 1978.

Petitioner in Petition 978 proposes to amend the provisions of Item 351 to extend the reduced truckload ratings to frozen prepared dinners or pies. Petitioner submits that the transportation characteristics of the named frozen prepared foods are identical to the transportation characteristics of the commodities now listed in Item 351.

Copies of the petitions were mailed to various chambers of commerce, shipper organizations and carrier representatives on or about May 27, June 1, and June 6, 1977. The petitions were listed on the Commission's Daily Calendars of June 3, and June 10, 1977. No objection to the granting of the petitions has been received.

In the circumstances, the Commission finds that petitioner's proposals are reasonable and the resulting minimum rates and charges will be just, reasonable and nondiscriminatory minimum rates and charges for the transportation involved. A public hearing is not necessary. The Commission concludes that the petitions 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.

IT IS ORDERED that:

- 1. Minimum Rate Tariff 2 (Appendix D to Decision 31606, as amended) is further amended by incorporating therein, to become effective twenty-five days after the date hereof, the revised pages contained in Appendix A, attached hereto and by this reference made a part hereof.
- 2. Common carriers subject to the Public Utilities Act, to the extent that they are subject also to Decision 31606, as amended, are authorized to establish in their tariffs the amendments necessary to conform with the further adjustments ordered by this decision.
- 3. Tariff publications authorized to be made by common carriers as a result of this order may be made effective not earlier than twenty-five days after the date hereof and may be made effective

on not less than five days' notice to the Commission and to the public if filed not later than sixty days after the effective date of the minimum rate tariff pages incorporated in this order.

- 4. Common carriers, in establishing and maintaining the amendments authorized by this order, are authorized to depart from the provisions of Section 461.5 of the Public Utilities Code to the extent necessary to adjust long- and short-haul departures now maintained under outstanding authorizations; such outstanding authorizations are hereby modified only to the extent necessary to comply with this order; and schedules containing the amendments published under this authority shall make reference to the prior orders authorizing long- and short-haul departures and to this order.
- 5. In all other respects, Decision 31606, as amended, shall remain in full force and effect.

President

Commissioners

Commissioner William Symons. Jr.. being necessarily absent. did not participate in the disposition of this proceeding.

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

APPENDIX A

LIST OF ORIGINAL AND REVISED PAGES TO MINIMUM RATE TARIFF 2

FORT	Y-SIXTH	REVISED	PAGE	4
EIGH:	reenth	REVISED	PAGE	5-A
FIFT	Y-THIRD	REVISED	PAGE	8
TENT	Ŧ	REVISED	PAGE	30-C
SIXT	EENTH	REVISED	PAGE	31
ORIG:	INAL		PAGE	37-B-3
SEVE	NTEENTH	REVISED	PAGE	37-C

(END OF APPENDIX A)

INDEX OF COMMODITIES

Only those articles which are named in commodity rate items or in Exceptions to the Governing Classification and Exception Ratings Tariff are shown in the following list.

10220.11.11, 1220.			
COMMODITY	ITEM	COMMODITY	ITEM
Acid, Acetic (M)	325	Dases, post (iron or steel)	760,764,765
Acid, Boracic	730-732	Batteries, electric (M)	377.5,723-726
Acrylate, isobutyl (M)	325	Batteries, electric storage	610
Adhesive Cements (M)	395-397	Beams, reinforced concrete	318
Adhesive Glues (M)	395~397	Beams, iron or steel	760, 764, 765
Adhesive Pastes (M)	395-397	Bean Dip (M)	335.7
Adhesives (M)	325, 340	Beans, Castor	652-6544
Advertising Matter (M)	395-397	Beans and Pork	320-1
Air Compressors (N)	365	Beers	310,360
Alcohols (M)	325	Belts (M)	365
Ale	310,360	Beverage Containers	330
Alfalfa, chopped and pressed,		Beverage Preparations	335.7,360
dried	652-654%	Beverages	316,360
Ammonia, cleaning	730-732	Beverages, flavored (M)	335.7
Amyl Acetate (M)	325	Beverages, Malt or Cercal	310
Animal Pood	338,620,630	Billets, iron or steel	760,764,765
Angles, iron or steel	760,764,765	Bibb Cocks	365
Anvils (M)	365	Bits, Drilling	365
Apples, dried	350	Bleach, Laundry	730-732
Arms, Cross, wooden	690,691,710	Blocks, building	334.8
Articles, concrete or tile	318	Bluing, Laundry (M)	360
Articles, iron or steel	760,764,765	Boards, Sawdust or ground	
Articles, paper	770	wood	685,690,691,710,
Articles, plastic (M)	395-397	II.	715
Articles, rubber (M)	395-397	Boards, wall (Plaster boards)	762, 767
Articles, zinc (M)	395-397	Boiler Flues; Boiler Parts	1
Ashestos, Lumber	761,767	(M); Boilers (M); Boiler	
Ashestos, Millboard	761,767	Tubes	365
Asbestos, Ridge Roll	761,767	Bolts	760,764,765
Asbestos, Roofing or		Booklets (M)	395-397
Sheathing	761,767	Books (M)	395-397
Amphalt (Amphaltum) (M)	762,767	Books, School Textbooks	317
Amphalt or Amphalt Base	243 242	Bowls (M)	395-397
Paving Joints	761,767	Boxes, Planter	758
Amphalt Shingles, coated or	261 262	Boxes, fibreboard, paper,	1
not coated	761,767	paperboard or pulpboard	770
Amphalt Flooring Compound, solid	761 769	Boxes or Crates	685,690,691,710,
Anphalt, Liquid	761,767	Name (715
Asphaltic Sewer Pipe Joints	377.5,723-726 761,767	Braces, iron or steel	760,764,765
Asphalt, Solid	303	Brake fluid (M)	325 360
Atmospheric Water Cooling	1303	Broads	320
Towers	365	Brine	320
-,		Broths	320
Bags, traveling (M)	395-397	Brushes (M)	395-397
Bags, bowling ball or		Buffing or Polishing	233 031
bowling shoe (M)	395-397	Compounds (M)	325
Bakery Goods	335.7,360	*Bushes, Rose	343
Bananas, powdered	350	Butter	335.5
Bands, iron or steel	760,764,765	Butter, Fruit	320
Bark	370	Butter, Peanut	320-1
Barrels, Pump Working	365	Buttermilk	320,345
Burs, Grate (iron or steel)	365	Butts, steel	362
Bars, plain, corrugated,	1		1
twisted or bent (iron or		Cake, and Muffin Mix (M)	395-397
steel)	760,764,765		
Barn, truns (iron or ateel)	760,764,765	}	İ
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(M) Denotes articles on which application of rates is limited to mixed shipmonts.

*Addition, Decision No.

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INDEX OF COMMODITIES (Continued)

Only those articles which are named in commodity rate items or in Exceptions to the Governing Classification and Exception Ratings Tariff are shown in the following list.

COMMODITY	ITEM	COMMODITY	ITEM
Compounds, Flavoring	360	Croom, Storilized	035,7,345
Compounds, floor hardening (H)	377.5,723-726	Cream, Nubstitutes	335.7,345
Compounds, Pood Curing, Pre-	1	Cribbing	334.8
serving or Seasoning	347,360	Cross Arms, wooden	685,690,691,710
Compounds, iron or steel	1	Crystals, Citrus Fruit Juice	360
runt proventing (M)	025	Crystals, Bath (N)	395-397
Compounds, Lard	335.5	Cupn (M)	395-397
Compounds, Washing (M)	360	Cylinders, Well Pump	365
combined with laundry bluing	1		1
Compounds, Lubricating and	1	Dairy Products and Related	1
cleaning	730-732	Articles	335.6
Compounds, Malt or Milk and	}	Deodorants	730-732
Chocolate or Cocoa (M)	318-1,335.7	Deodorants (M)	340,395=397
Compounds, metal	1	Desmort Preparations	360
tempering (M)	325	Dessert Toppings (N)	335.7
Compounds, Milk, Cream or	1	Dietanolamine (M)	325
Vegetable Oil (M)	335.7	Diglycerides of Fat-forming	
Compounds, Mud Treating	365	Fatty Acids	335.5
Compounds or Mud, well	1	Dinner Ingredients	360
drilling	365	*Dinners, prepared, frozen	351
Compounds, paving joint	761,767	Dishes (M)	395-397
Compounds, water absorption	1	Disinfoctants	730-732
or anti-iding (M)	325	Disinfectants (M)	340,395-397
Compounds, water softening or		Display, Advertising (M)	395-397
purifying	730-732	Door Stops	362
Compounds or Fluids, internal	225	Dough, prepared	336 377.5.723=726
combusting angine starting(M) Compounds or Retardants, flame,		Dressing, Automobile Top (M) Dressing, rubber (M)	377.5,723-726
liquid (M)	325	Drossing, Salad	320-1
Concrete products and related	1343	Dressing, shoe (M)	377.5,723-726
articles	334.8	Drink, fruit	320
Concrete or Masonry Plasticizer		Drugs or Medicine	340
and Water Reducing Compound (M)	325	Dry Milk Solids	345
Conduits, drainage, sewer or	330	Dyestuffs (M)	395-397
other underground work		Dyescalls ()	1 333 33.
Confectionery	318.1,360	Earth	1 370
*Confectionery (M)	340	Eggs	335.6
Containers, sheet steel	330.3,772	Egg Yolk	320
Containers (used packages)	330.6-331	Eggs, Sholled	360
Containers (used packages),		Electrical Appliances or	}
malt or cereal bovorage	331	Instruments (M)	340
Corn	320-1	Engines (M)	365
Corner or Edge Protectors	365	Envelopes (M)	395-397
Cotton cloth	761,767	Ether (M)	377.5,723-726
Cough Drops or Tablets (M)	340	Exterminators, vermin (M)	377.5,723-726
Cream, NOI	335.6	Extracts	360
Cream, Pastourized	345	Extracts, coffee (M)	395-397
Cream, Shaving (M)	395-397	Extracts, coffee or tea	
	}	(condensed or instant), dry	360
	<u> </u>	<u> </u>	

(M) Denotes Articles on which application of rates is limited to mixed shipments.

* Addition, Decision No.

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INDEX OF COMMODITIES (Continued)

Only those articles which are named in commodity rate items or in Exceptions to the Governing Classification and Exception Hatings Tariff are shown in the following list.

COMMODITY	LTEM	COWWODIAA	ITLM
Pickles	320-1	Powder, Youst	360.5
Pie Mix, Pizza	345	1)	1
Pie Preparations	320-1	Preservatives, wood (M)	377.5,723-726
*Plus, prepared, frozen	351	Preserves	320
Pig Iron	760, 764, 765	Proprietary Anti-Freeze	
Piling	318, 690, 691	or Engine Coolant	
_	710, 760, 764,	Preparations (M)	325
	765	Proprietary De-Teing	ł
Pimentos	320-1	Preparations (M)	325
Гаре	330,760,764,765	Propyl Acetate (M)	325
Pipe, cast from pressure	378	Propylene Dichloride (M)	325
Pipe, cast iron coll	378	Propylene Oxide (M)	325
Fipe, concrete, reinforced	378.3	Prunes, powdered	350
Pipe, iron or steel, cast or		Puddings	320-1
wrought, plate or sheet	365	Pulls, door or drawer, metal	362
Pipe, iron or steel, well		Pulleys, tank or reservoir	760,764,765
caming or drilling	365	Pulp, Fruit or Vegetable	320,320-1
Pipe, sewer (cement, clay,		Puree, Tomato	320-1
concrete or earthen)	379.2	Rags	765
Fitch (M)	762.767	Railings, bridge	760,764,765
Pizza Pie Mix	345	Rails	760,764,765
Plaster Boards (N)	762,767	Ravioli (prepared)	320-1
Plustic Articles (M) Plustic Materials other	340	Razor Blades (M)	340
than expanded, group (M)	325	Razors, safety (M)	340
Plates, iron or steel	365,760,764,765	Refrigerants or Dis-	1 3 3 3
Plates, fish	760,764,765	persant or Refrigerant	
Plates, plastic or rubber (M)		Gases (M)	325
Plywood	690, 691,710	Repellents, insect (M)	377.5, 723-726
Poles, wooden	690,691,710	Rice-and-Milk	320-1
Poles, electric light	378.5	Rice, Browers'	652-6545
Polish, boat, floor, furni-		Rice, Cleaned	652-6545
ture or vehicle	730-732	Rice, dry, and other ingre-	} .
Polish, floor (M)	377.5,723-726	dients	345,360.5
Polish, furniture (M)	377.5,723-726	Rice, Paddy	552-6545
Polish, metal (M)	377.5,723-726	Rivets	760,764,765
Polish, vehicle (M)	377.5,723-726	Rods, iron or steel	760,764,765
Politice	6525-6545	Rods, Sucker	365
Popeorn, not popped	360.5	Rolls, or Holders, silver-	261 - 262
['opped Corn (M)	360.5	ware, or toilet article (M)	395-397
Porter	310,360	Roofing, building or paving material	761,767
Posts	690,691,710	Roofing, composition or	,02,,0,
Potatoes, cooked and pow- dered, other than frozen	360.5	prepared	761,767
Potatoes, processed, cooked	200.5		,,,,,,,
and powdered	320-1	Sago	360.5
Potato Chips (M)	360.5	Seals (M)	395-397
Poultry and poultry parts	379		1
Foultry Litter (N)	652-6544	11	{
Powder, Baking	360.5	}}	
Powder, dental plate		} }	Į
adhesive (M)	340	 	!
Powder, sachet or toilet (M)	395-397		
Powders, Citrus Fruit Juice	360		
		1!	
	I	11	1

⁽M) Denotes articles on which application of rates is limited to mixed shipments.

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ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.

Cortection

^{*} Addition, Decision No.

SECTION 1RULES OF GENERAL APPLICATION (Cont.	inued)	IT
EXCEPTIONS TO GOVERNING CLASSIFICATION AND EXCEPTION RATINGS TARIFF (Continued) (Numbers within parenthoses immediately following commodities of below refer to such commodities as they are described in the corresponding item numbers of the Governing Classification.)	23.2-	-
CANNED GOODS (Items 320 and 320-1) ### CANNED GOODS in inher containers of earthenware, glass, molded hermetically-scaled fibreboard, or metal cans, in outer containers of cartes; or in metal cans, in strapped bundles; "door in hermetically-scaled metal cans on payone with each palletized unit encased by four wraps of one mil plastrotch film (See Note); or in bulk in the following container hogs-heads, pipes, puncheons, tierces, casks, drums, half-barr quarter-barrels, sixth-barrels, eighth-barrels or kegs; viz.: Broads (72200) Brine (74720) Brine (74720) Brotis, chowders and soups (73180 or 74820) Buttermilk (73920) Chili, ground (170820) Bug Yolk (55580) Fish, cooked, pickled or preserved, with or without vegetable ingredients (72930, 72950, 72970 or 73200) Fish Roe (72300 or 73000) Proof, baby (73160) Fruit Drink, consisting of concentrated fruit juice, water and derivatives, not carbonated (72160) Garlic or Onion, powdered or chips (77160) Gelatin, other than dry, gelled (73200) Gravy (73400) Junce, clam (72480) Juice, clam (72480) Juice, clam (72480) Juice, fruit (72440, 73540, 73550, 73570, 73590, 73600, 73620, 73650 or 73670) Juice, vegetable (73690, 74720 or 75322) Macaroni, Nocoles, Spaghetti or Vermicelli, prepared (73740) Meats (134620, 134640, 134660 or 134680) Milk Howerage, liquid, flavored (73970 Milk, condensed, avaporated or sterilized (72740, 73920) Milk Food, other than malted, liquids (74020) Mince Meat (74050) Less truckload: Minimum Weight 30,000 pounds————————————————————————————————————	fruit fruit 73630, 50.1	
ob(E) Expires with May 31, 1978. © Change Addition Decision No.		
 		

MCANNUD GOODS	in inner containers of earthenware, glass, molded plastic		
hermetical boxes, fibs bundles; *o palletized (See Note) pipes, pund	in inner containers of earthenware, glass, molded plastic ly-scaled fibreboard, or metal cans, in outer containers, viz.: reboard boxes or crates; or in metal cans in metal strapped of or in hermetically-Healed metal cans on pallets with each unit encased by four wraps of one mil plastic stretch film; or in bulk in the following containers: barrels, hogsheads, thoons, tierces, casks, drums, half-barrels, quarter-barrels,		
	els, eighth-barrels or kegs; viz.:		
Mushrooms	ng or salad (144800 or 145100) (145190)		
	ter, Peanut Paste, or Peanut Spread (74220) 240)		
Pie Prepar or suga:	ntion (fruit in syrup or in paste form compounded with flour r and flavored) (73240) cooked and powdered (74450)		ø32
Ravioli (p. ingredi Rice-and-m	repared), with or without cheese, meat or vegetable ents (73200) ilk, cooked (73200) sh, macaroni, meat or vegetable (74640)		
Sandwich S Sauces, bas other the Sausage (1	preads (74680) sic food, such as marinara, pizza, spaghetti or Spanish sauce, han dry (74710) 34780 or 134800) sings (172480)		
Syrups (74) Table Sauci Prepared	lk Compound (74840) 110, 75120, 75170 or 75180) 28, Catsup, Salad Dresging, Mayonnaise, Prepared Horseradish, 28 Mustard and Pepper Sauce (74710) 28 and commodities (74720, 75320 or 75322)		
Welsh Rare	oit (75420) ing, flavoring or sensoning (salted or sugared) (75430)		
	load	50.1	
Minamum Minimum	Weight 30,000 pounds	35 35.1 35.2 (1) 35.3	
	licable to shipments which are subject to charges for tempera-		
*(E)NOTE:A by the Natio	opplicable only when a Test Permit Shipment has been issued nal Classification Board authorizing the stretch wrap film ckaging.		

SECTION 1RULES OF GENERAL APPLICATION (Continued)		ı
EXCEPTIONS TO COVERNING CLASSIFICATION AND EXCEPTION RATINGS TARIPF (Continued)	21	
(Numbers within parentheses immediately following commodities shown below refer to such commodities as they are described in the corresponding item numbers of the Governing Classification.)	Class Rating	
FLORIST OR NURSERY STOCK GROUP		
TRUES, SHRUBS OR VINES, Viz.:		
Rose bushes (71290, Sub 1), in a dormant growing state in packages not exceeding 2.5 cubic feet. Subject to Notes 1 through 6.		
TRUCKLOAD Minimum Weight 40,000 pounds	35.1	
NOTE 1The provisions of this item apply only when all provisions of the following notes are met. Otherwise, apply provisions of the Governing Classification, Exception Ratings Tariff or other provisions of this tariff, as applicable.		
NOTE 2Applies only in connection with shipments released to one- half of actual value or 50 cents per pound, per articles, whichever is less. Shipper must enter the following statement on the bill of lading:		
"The agreed or doclared value of the property is hereby specifically stated by the shipper to be one-half of actual value or 50¢ per pound, per article, whichever is less."		3
NOTE 3Applies only in connection with straight shipments of commodities named in this item.		
NOTE 4Minimum weight applies to each unit of carrier's equipment utilized in transporting the shipment.		
NOTE 5 The provisions of this item will not apply in connection with:		
(a) Shipments, all or any portions of which are provided Temperature Control Service. (b) Shipments accorded C.O.D. or Special C.O.D. Service. (c) Shipments transported under government bills of lading. (d) Shipments subject to Order Notify Service. (e) Shipments which are not picked up at one time.		
(f) Split Pickup, or Multiple Service Shipments. NOTE 6Rates resulting from application of the provisions of this atom may not be used in combination with any other rates.		
* Addition) Decision No. 879 A.S.		

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ITEM SECTION 1 -- EULES OF GENERAL APPLICATION (Continued) EXCEPTIONS TO GOVERNING CLASSIFICATION AND EXCEPTION RATINGS TARIFF (Continued) (Numbers within parentheses immediately following commodities shown Class below refer to such commodities as they are described in the cor-Rating responding item numbers of the Governing Classification.) *oFoods, prepared, frozen: Dinners or Pies (73180)
Fruits (including Berries), fresh frozen (73280)
Fruits. Berries or Vegetables, prepared, frozen (73180) Fruits, Berries or Vegetables, prepared, f Meat, frozen, in packages or bins (134700) Vegetables, fresh or green, frozen (75340) Truckload (Subject to Notes 1 through 8): Minimum Weight 36,000 pounds 35.2 NOTE 1 .-- Applies only in connection with prepaid shipments. NOTE 2. -- If more than one vehicle or combination of vehicles constituting a single unit of carrier's equipment is used for the transportation of a single shipment moving under rates in this item, each such vehicle or combination of vehicles shall be ø351 subject to the highest minimum weight applicable to any rate used in computing charges. NOTE 3. -- When moving in mixed shipments with other commodities not named in this item, the entire shipment shall be subject to the provisions of Notes 1 through 8. NOTE 4.--Not more than six component parts shall be permitted in connection with shipments moving in split pickup or split delivery service. NOTE 5. -- Rates resulting from application of the provisions of this item may not be used in combination with any other rates. NOTE 6.--The provisions of this item shall not apply in connection with shipments subject to Collect on Delivery (C.O.D.) Service, Special C.O.D. Service or Order Notify Service. NOTE 7 .-- The carrier's maximum liability in connection with shipments transported under provisions of this item shall be 50 cents per pound, per article. NOTE 8.--The provisions of this item shall apply only when shipper annotates the bill of lading with the words: "Frozen foods incentive rates requested." By such annotation and request, the shipper agrees to the requirements of this item as a prerequisite to application of

ø Change)
* Addition) Decision No.

87244

o Reduction)

the provisions herein.

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