

ORIGINAL

Decision No. 88016 OCT 18 1977

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of)
LOCAL PARCEL SERVICE, INC.)
for authority to depart from the)
minimum rates, rules and regula-)
tions of Minimum Rate Tariff No.)
2, pursuant to the provisions)
of Section 3666 of the Public)
Utilities Code.)

Application No. 57559
(Filed September 8, 1977)

OPINION AND ORDER

By this application Local Parcel Service, Inc., a corporation, requests authority to deviate from the provisions of Minimum Rate Tariff 2 in connection with transportation of packages weighing 100 pounds or less between points within 150 miles of Belmont.

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

The application was listed on the Commission's Daily Calendar of September 12, 1977. California Trucking Association (CTA), by letter dated October 13, 1977, protested the ex parte consideration of the application citing the following:

- (1) failure to meet the Commission's guidelines for filing, (2) failure to provide a profit and loss statement, (3) failure to indicate ability to operate profitably under the proposed rates, (4) failure to indicate a demand for the services and (5) failure to ask for a common expiration date applicable to all parcel delivery carriers.

CTA's allegations are answered as follows:

- (1) applicant is requesting similar authority granted to other parcel carriers for which the Commission's guidelines were not designed, (2) applicant is a

new company, without past operating experience, (3) applicant's proposed rates are higher than those authorized competing carriers, and applicant states he can operate profitably at the proposed rates, (4) applicant indicates there is a demand for his services, and (5) the common expiration date referred to by CTA is contained in ordering paragraph 2 of the decision.

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.

IT IS ORDERED that:

1. Local Parcel Service, 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 is the date hereof.

Dated at San Francisco, California, this 18th day of OCTOBER, 1977.

Robert Bateman

President

William Quinn

Vernon L. Sturgeon

Richard D. Howell

Clare J. DeLoach

Commissioners

APPENDIX A

LOCAL PARCEL SERVICE, INC.

Application:

1. The rates set forth herein are applicable only to the transportation of packages weighing 100 pounds or less between points set forth herein.
2. The rate for the transportation of a package between points within the same zone, as described on the Zone schedule attached hereto, shall be the rate provided in the attached Rate Schedule for that zone.
3. The rate for the transportation of a package between points in two zones shall be the rate applicable to the highest of the two zones, as prescribed in the attached Rate Schedule.

Rules:

1. The rates herein apply only when the released value or declared value is 50 cents per pound or less, and the maximum value per package or article is \$100 or less.
2. COD. Carrier will not assume responsibility for validity of checks tendered in payment of COD collections. Carrier will accept checks tendered by consignee for COD packages unless shipper gives written instruction on COD delivery address tag and on COD manifest to collect cash only.
3. An additional charge of \$.85 will be assessed for each COD shipment received for collection.
4. If the carrier is unable to deliver any shipment because of incorrect address, shipper will be assessed a charge of \$.85 for subsequent delivery or carrier's attempt to deliver to correct address.

APPENDIX A

RATES:

These rates are applicable to the transportation of parcels weighing 100 pounds or less between points within a radius of 150 miles of Belmont, California.

Rates in dollar amount

<u>WEIGHT</u> <u>(LBS.)</u>	<u>ZONE</u> <u>1</u>	<u>ZONE</u> <u>2</u>	<u>WEIGHT</u> <u>(LBS.)</u>	<u>ZONE</u> <u>1</u>	<u>ZONE</u> <u>2</u>	<u>WEIGHT</u> <u>(LBS.)</u>	<u>ZONE</u> <u>1</u>	<u>ZONE</u> <u>2</u>
1	.72	.74	36	2.82	3.84	71	4.92	4.94
2	.78	.80	37	2.88	2.90	72	4.98	5.00
3	.84	.86	38	2.94	2.96	73	5.04	5.06
4	.90	.92	39	3.00	3.02	74	5.10	5.12
5	.96	.98	40	3.06	3.08	75	5.16	5.18
6	1.02	1.04	41	3.12	3.14	76	5.22	5.24
7	1.08	1.10	42	3.18	3.20	77	5.28	5.30
8	1.14	1.16	43	3.24	3.26	78	5.34	5.36
9	1.20	1.22	44	3.30	3.32	79	5.40	5.42
10	1.26	1.28	45	3.36	3.38	80	5.46	5.48
11	1.32	1.34	46	3.42	3.44	81	5.52	5.54
12	1.38	1.40	47	3.48	3.50	82	5.58	5.60
13	1.44	1.46	48	3.54	3.56	83	5.64	5.66
14	1.50	1.52	49	3.60	3.62	84	5.70	5.72
15	1.56	1.58	50	3.66	3.68	85	5.76	5.78
16	1.62	1.64	51	3.72	3.74	86	5.82	5.84
17	1.68	1.70	52	3.78	3.80	87	5.88	5.90
18	1.74	1.76	53	3.84	3.86	88	5.94	5.96
19	1.80	1.82	54	3.90	3.92	89	6.00	6.02
20	1.86	1.88	55	3.96	3.98	90	6.06	6.08
21	1.92	1.94	56	4.02	4.04	91	6.12	6.14
22	1.98	2.00	57	4.08	4.10	92	6.18	6.20
23	2.04	2.06	58	4.14	4.16	93	6.24	6.26
24	2.10	2.12	59	4.20	4.22	94	6.30	6.32
25	2.16	2.18	60	4.26	4.28	95	6.36	6.38
26	2.22	2.24	61	4.32	4.34	96	6.42	6.44
27	2.28	2.30	62	4.38	4.40	97	6.48	6.50
28	2.34	2.36	63	4.44	4.46	98	6.54	6.56
29	2.40	2.42	64	4.50	4.52	99	6.60	6.62
30	2.46	2.48	65	4.56	4.58	100	6.66	6.68
31	2.52	2.54	66	4.62	4.64			
32	2.58	2.60	67	4.68	4.70			
33	2.64	2.66	68	4.74	4.76			
34	2.70	2.72	69	4.80	4.82			
35	2.76	2.78	70	4.86	4.88			

APPENDIX A

<u>Points</u>	<u>Zone</u>	<u>Points</u>	<u>Zone</u>	<u>Points</u>	<u>Zone</u>
Agnew	1	Fort Ord	2	Permanente	1
Alameda	1	Foster City	1	Piedmont	1
Alamo	2	Freedom	2	Pinole	2
Albany	1	Fremont	1	Pittsburg	2
Alvarado	1	Gilroy	2	Pleasant Hill	2
Alviso	1	Hayward	1	Pleasanton	2
Antioch	2	Hillsborough	1	Presidio (SF)	1
Aptos	2	Hillsdale	1	Redwood City	1
Aromas	2	Kensington	1	Richmond	1
Atherton	1	Lafayette	2	Salinas	2
Bayshore	1	Livermore	2	San Bruno	1
Belmont	1	Los Altos	1	San Carlos	1
Berkeley	1	Los Gatos	1	San Francisco	1
Brisbane	1	Marina	2	San Jose	1
Burlingame	1	Martinez	2	San Leandro	1
Cambrian Park	1	Menlo Park	1	San Lorenzo	1
Campbell	1	Millbrae	1	San Mateo	1
Capitola	2	Milpitas	1	San Pablo	2
Carmel	2	Moffett Field	1	San Ramon	2
Castro Valley	1	Monta Vista	1	Santa Clara	1
Castroville	2	Monte Sereno	1	Santa Cruz	2
Centerville	1	Monterey	2	Santa Rita	2
Colma	1	Moraga	2	Saratoga	1
Concord	2	Morgan Hill	2	Scotts Valley	2
Coyote	2	Mountain View	1	Seaside	2
Cupertino	1	Newark	1	Soquel	2
Daly City	1	Nichols	1	So. San Francisco	1
Danville	2	Niles	1	Stanford	1
Diablo	2	Oakland	1	Sunnyvale	1
Dublin	2	Orinda	2	Sunol	1
East Palo Alto	1	Pacheco	2	Union City	1
El Cerrito	1	Pacific Grove	2	Walnut Creek	2
Emeryville	1	Palo Alto	1	Warm Springs	1
Felton	2	Pebble Beach	2	Watsonville	2
				Westlake	1
				Woodside	1

Conditions:

1. Applicant has not indicated that subhaulers will be engaged nor have any costs of subhaulers been submitted. Therefore, if subhaulers are employed, they shall be paid no less than the rates authorized herein without any deduction for use of applicant's trailing equipment.
2. In all other respects the rates and rules in Minimum Rate Tariff 2 shall apply.

(END OF APPENDIX A)