

ORIGINAL

Decision No. 88035 NOV 8 1977

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application for Rogers Trucking)
 Company, Inc. authority to deviate)
 from certain minimum rates pur-)
 suant to Section 3666 of the)
 California Public Utilities Code)
 for the transportation performed)
 for Potlatch Corp.)

Application No. 57217
 (Filed April 11, 1977)
 (Amended October 5, 1977)

OPINION AND ORDER

By this amended application, ROGERS TRUCKING COMPANY, INC., a corporation, requests authority to deviate from the provisions of Minimum Rate Tariff 2 in connection with the transportation of printing paper, other than newsprint or carbonized paper, for Potlatch Corporation from Pomona to various southern California points.¹

The amended application is based on special circumstances detailed therein.

The application and the amendment were listed on the Commission's Daily Calendars of April 13 and October 7, 1977, respectively. California Trucking Association (CTA) objected to the ex parte handling of this matter alleging that the applicant is seeking a "me too" authority granted to another carrier, "only after public hearing in which evidence was presented by the Applicant." In the Commission's appraisal of the merits of the application for deviation authority,

¹ The present minimum rates and the proposed rates including applicable surcharges, in dollars and cents per 100 pounds for representative shipments of printing paper from Pomona to the following points are:

<u>To</u>	<u>Present Rates</u> Minimum Weight 36,000 Pounds	<u>Proposed Rates</u> Minimum Weight 40,000 Pounds
Oceanside	\$.804	\$.661
Santa Barbara	.924	.755

it is guided by the transportation characteristics in each individual application before it. This application is judged on its own merits.

Revenue and expense data submitted by the carrier both in the application and amendment, indicate 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 hearing is not necessary. The Commission concludes that the application, as amended, 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.~~ *ff*

IT IS ORDERED that:

1. Rogers Trucking Company, 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 rate 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} ~~is~~ the date hereof. *that.*

Dated at San Francisco, California, this 8th day of NOVEMBER, 1977.

Robert Bateman
President
William S. Quinn, Jr.
Vernon L. Sturgeon
Richard D. Chavale

Commissioners

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

APPENDIX A

Rogers Trucking Company, Inc. is authorized to transport truckload shipments of printing paper, other than newsprint or carbonized paper (NMF 150670) for Potlatch Corp., from Pomona to various points in the counties of Santa Barbara, Ventura, Los Angeles, San Bernardino, Riverside, Orange, San Diego and Imperial, subject to a minimum weight of 40,000 pounds, per unit of equipment, class rating 35.2, subject to the following conditions:

1. Shipments shall be palletized power loaded and unloaded without assistance of, or expense to, the carrier.
2. An average of loads per month shall be tendered by shipper to carrier as follows:
 - a) Three (3) loads to the Santa Barbara area.
 - b) Eight (8) loads to the San Diego area.
 - c) One hundred and twenty (120) loads to the Los Angeles area.
3. 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.
4. In all other respects, the rates and rules in Minimum Rate Tariff 2 shall apply.

(END OF APPENDIX A)