

Decision No. 82132 NOV 22 1977

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application )	
of Walter J. Royle, Inc., )	
(dba TRF Delivery Service) a )	Application No. 57553
California corporation for )	(Filed September 2, 1977)
authority to depart from the )	
provisions of Minimum Rate )	
Tariff 2. )	

OPINION AND ORDER

By this application, Walter J. Royle, Inc., doing business as TRF Delivery Service, a corporation, requests authority to deviate from the provisions of Minimum Rate Tariff 2 in connection with the transportation of parcels weighing one hundred pounds or less from the carrier's terminal in El Monte to various points in southern California.

The application is based upon the fact that applicant is presently assessing its shippers rates that are provided in Minimum Rate Tariff 2 which are much higher than the rates assessed by its competitors under their deviation authorities. Applicant claims it must have similar rate authority as other parcel carriers if it is to survive and to retain its customers.

The application was listed on the Commission's Daily Calendar of September 7, 1977. No objection to the granting of the application has been received.

The authority sought by the applicant is similar to the one granted to Morley Truck Lines, by Decision 87554 dated July 6, 1977, in Application 57209.

Applicant declares the Commission has found on many occasions that the minimum rates in Minimum Rate Tariff 2 are not the minimum reasonable rates designed to cover operations in connection with parcel deliveries (J.S. Aaronson, 1961, 58 CPUC 533).

Revenue and expense data submitted in the application are sufficient to determine that the transportation involved may reasonably be expected to be profitable under the proposed rates.

In the circumstances, the Commission finds that applicant's operations involved herein are of a specialized nature differing substantially from those for which the established minimum rates were primarily designed and the proposed rates are reasonable for the transportation in question. 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 relief.

IT IS ORDERED that:

1. Walter J. Royle Inc., doing business as TRF Delivery Service, 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 22nd day of NOVEMBER, 1977.

*I direct as to the effective date.  
William J. Quinn Jr.*

*Rabot Bateman*  
President

*George L. Stuyvesant*

*Richard A. Truitt*

*David T. Deibel*  
Commissioners

## APPENDIX A

Walter J. Royle Inc., doing business as TRF Delivery Service, a corporation, is authorized to transport parcels weighing one hundred pounds or less from El Monte to points named in Lists 1 and 2, subject to the following charges and conditions:

Charges

From El Monte to:

- |                        |   |
|------------------------|---|
| Points within Zone 1 - | 60 cents per package plus<br>5 cents for each pound or<br>fraction thereof. |
| Points within Zone 2 - | 60 cents per package plus<br>6 cents for each pound or<br>fraction thereof. |

Conditions:

1. Maximum Weight per parcel shall be 100 pounds.
2. A charge shall be assessed for each package based upon its individual weight.
3. If C.O.D. service is requested, a charge of \$1.00 shall be assessed for each C.O.D. parcel delivered.
4. If a delivery address is corrected, a charge of \$1.00 shall be assessed for each correction.
5. A weekly service charge of \$2.00 shall be assessed.
6. Claims for loss or damage in all cases will be paid up to the selling price of a single package with a maximum claim of \$100 for any single package.
7. Time limit for reporting failure to collect C.O.D.'s shall be 45 days from date of receipt of shipment at carrier's terminal.
8. All claims shall be made within nine (9) months from date of receipt of shipments at carrier's terminal.
9. Signatures shall be obtained on all deliveries unless otherwise requested by shipper.

APPENDIX A

10. All transportation charges shall be prepaid by each shipper.
11. The charges herein shall not apply to same-day delivery services.
12. The type of equipment used in this service will be 1/2, 3/4 and 1 ton vans. All serial numbers are currently on file with the Commission.
13. 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.
14. In all other respects, the rates and rules set forth in Minimum Rate Tariff 2 shall apply.

ZONE 1

METROPOLITAN LOS ANGELES

ZONE 2

Alta Loma	Imperial Beach	Port Hueneme
Arlington	La Jolla	Poway
Bloomington	Lakeside	Rialto
Bostonia	La Mesa	Riverside
Camarillo	Lemon Grove	San Bernardino
Carlsbad	Loma Linda	San Clemente
Carpinteria	Mira Loma	San Diego
Chino	Miramar	San Juan Capistrano
Chula Vista	Mission Beach	San Ysidro
Claremont	Mission Viejo	Santa Barbara
Colton	Morena	Santa Paula
Corona	National City	Santee
Cucamonga	Newbury Park	Solana Beach
Dana Point	Norco	South Laguna
Del Mar	North Island	Simi
El Cajon	Ocean Beach	Spring Valley
El Toro	Oceanside	Thousand Oaks
Encinitas	Old Town	Upland
Escondido	Ojai	Valencia
Etiwanda	Ontario	Ventura
Fallbrook	Otay	Vista
Fillmore	Oxnard	Westlake Village
Fontana	Pacific Beach	West Riverside
Guasti	Point Loma	
Goleta	Point Mugu	

(END OF APPENDIX A)