

Decision No. 88171 NOV 29 1977

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investiga-)
tion for the purpose of consid-)
ering 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. 993
(Filed October 12, 1977)

In the Matter of the Investiga-)
tion for the purpose of consid-)
ering and determining minimum)
rates for transportation of)
general commodities within San)
Diego County as provided in)
Minimum Rate Tariff 9-B and the)
revisions or reissues thereof.)

Case No. 5439
Petition for Modification
No. 315
(Filed October 12, 1977)

OPINION AND ORDER

Phillip L. Herr, an individual, doing business as Go-For Delivery Service, is authorized to operate as a highway contract carrier. By these petitions he seeks an exemption from the rates and rules named in Minimum Rate Tariffs 2 and 9-B for the "courier type" transportation of certain business records in San Diego County.

The petitions were listed on the Commission's Daily Calendar of October 13, 1977. California Trucking Association objected to the ex parte consideration of this matter.

Applicant's proposal is similar to other requests which have been granted. The authority will conform with that accorded many other carriers by specifically setting forth the commodities to be transported.

In the circumstances, the Commission finds that petitioner intends to engage in a "courier type" transportation service for which competing highway carriers have heretofore been exempted from

the otherwise governing minimum rates and petitioner's request for similar relief has been shown to be justified. A public hearing is not necessary. The Commission concludes that the petitions should be granted to the extent indicated in the ensuing order.

IT IS ORDERED that:

Phillip L. Herr, an individual, is exempted from the otherwise governing provisions of Minimum Rate Tariffs 2 and 9-B when engaged in the "courier type" transportation of checks, drafts, money orders, securities, transit items, sales audit items, business records, audit media, tabulation cards, data processing materials, legal documents, printed or reproduced documents or data, and exposed, developed and printed film when transported in vehicles not exceeding a licensed weight of 4,500 pounds within San Diego County.

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 29th
day of NOVEMBER, 1977.

Robert Batminal
President
William J. Jones Jr.
Vernon L. Livingston
Richard D. Thacker
Clive T. DePaul
Commissioners