

ORIGINAL

Decision No. 88207 DEC 6 1977

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. 928
(Filed November 16, 1976;
amended February 11, 1977)

In the Matter of the Investigation for the purpose of considering 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. 295
(Filed November 16, 1976;
amended February 11, 1977)

- William R. Daly, for Thompson Photo Service, Inc., petitioner.
- C. D. Gilbert, for California Trucking Association, interested party.
- Everest A. Benton, for the Commission staff.

O P I N I O N

Thompson Photo Service, Inc., a corporation, is authorized to operate as a highway contract carrier for the transportation of general commodities subject to the provisions contained in Minimum Rate Tariffs 2 (MRT-2) and 9-B (MRT 9-B). By these petitions, as amended, it seeks an exemption from the rates and rules named in MRTs 2 and 9-B for the "courier type" transportation of various commodities.

Findings

1. Petitioner transports drugs, pharmaceuticals, prescription items, blood specimens, business records, and business mail between points located in San Diego and Imperial Counties, simultaneously with its proprietary pickup and delivery service of film and photo supplies.
2. There is a cost saving directly attributable to petitioner's transportation of the commodities involved.
3. The proposed rate is compensatory, reasonable, and justified.

~~The Commission concludes petitioner should be authorized to depart from the minimum rates set forth in MRTs 2 and 9-B as set forth in the ensuing order. To the extent not granted herein, the petitions should be denied. The interim authority granted in Decision No. 87317 should be rescinded. Since there is an immediate need for the relief, the effective date of this order shall be the date hereof.~~

O R D E R

IT IS ORDERED that:

1. Thompson Photo Service, Inc. is authorized to depart from the provisions of Minimum Rate Tariffs 2 and 9-B to the extent set forth in Appendix A of this decision. This authority does not include any deviation from any rates, rules, and regulations except as specifically set forth in Appendix A.
2. The authority granted herein supersedes the authority granted in Decision No. 87317 which authority is rescinded.

APPENDIX A

Carrier: Thompson Photo Service, Inc.

Commodities: Drugs, pharmaceuticals, prescription items, medical specimens, business records, and business mail in packages weighing 10 pounds or less.

Territory: Between points located in San Diego and Imperial Counties.

Rate: \$1.50 per package.

Conditions:

1. Transportation to be performed in vehicles having a licensed weight not exceeding 4,500 pounds.
2. In the event subhaulers are employed, the authority granted herein does not apply.