

Decision No. 88677 APR 4 1978

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of PAUL SIMON, doing business as)
SIMON TRUCKING, for authority to)
deviate from certain minimum)
rates pursuant to Section 3666 of)
the California Public Utilities)
Code for transportation perform-)
ed for VONS GROCERY COMPANY,)
LUCKY MARKETS, INC., FAZIO'S,)
AND RALPH'S GROCERY CO.)

Application No. 56191

SUPPLEMENTAL OPINION AND ORDER

By Decision No. 87812, dated September 7, 1977, Paul Simon, doing business as Simon Trucking, was granted authority to deviate from the provisions of Minimum Rate Tariff 2 in connection with the transportation of sugar from Spreckels (near Salinas) to points within the Los Angeles Basin Territory for six grocery companies, Vons, Lucky Markets, Fazio's, Ralph's, Thriftmart and Market Basket.

By Petition for Modification of Decision No. 87812, filed March 1, 1978, Paul Simon requests that Decision No. 87812 be amended to delete Paul Simon, doing business as Simon Trucking and insert the new corporate name Simon Trucking, Inc. Accordingly, the authority will be amended to show the new corporate name. Also the name "Spreckels Sugar Company" will be changed to read "Spreckels Sugar Division, Amstar Corporation".

IT IS ORDERED that:

1. Simon Trucking, Inc., is authorized to perform the transportation as described in Appendix A, attached hereto and by this reference made a part hereof, at not less than the rates, rules, and charges specified therein.
2. The authority granted herein is in lieu of the authority granted by Decision 87812 and shall expire with October 12, 1978 unless sooner canceled, modified or extended by the order of the Commission.

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The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 4th
day of APRIL, 1978.

Robert Baty

President

William J. Quinn

Thomas L. Steyer

Richard D. Howell

Clare T. Smith

Commissioners

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T-121,380

APPENDIX A

Carrier: Simon Trucking, Inc.

Commodity: Sugar, in packages, on pallets.

Minimum Weight: 44,000 pounds.

Rate: 72 percent of the rates named in Item 740, Minimum Rate
Tariff 2, but not less than 75 cents per cwt, subject to
all applicable surcharges.

From: Spreckels Sugar Division, Amstar Corporation, Spreckels.

To: Points within the Los Angeles Basin Territory as described in
Item 270, Minimum Rate Tariff 2.

For: Vons Grocery Company
Lucky Markets, Inc.
Fazio's
Ralph's Grocery Co.
Thriftimart, Inc.
Market Basket

Conditions:

1. If subhaulers are employed, they shall be paid not less than the rates authorized herein with no deduction for the use of applicant's trailing equipment.
2. Shipments shall be power loaded by consignor at origin and power unloaded by consignee at destination without cost to the carrier.
3. There shall be no charge for the return of pallets from point of destination to point of origin when on an even exchange basis.
4. In all other respects, the rates and rules in Minimum Rate Tariff 2 shall apply.

END OF APPENDIX A