

ORIGINAL

Decision No. 88845 MAY 16 1978

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Fibreboard Corporation (doing business as Container Transport Company) for authority under Section 3666 of the Public Utilities Code of the State of California to deviate from the four-hour minimum for Hourly Vehicle Unit rates in Minimum Rate Tariff 15, Section 4-A, for transportation services performed wholly within Rate Basis E - Metropolitan Los Angeles Area.

Application No. 57788
 (Filed January 6, 1978,
 Amended March 23, 1978)

OPINION AND ORDER

By this application, as amended, Fibreboard Corporation, doing business as Container Transport Company, requests authority to deviate from the provisions of Minimum Rate Tariff 15 (MRT 15) in connection with the transportation of waste paper between points in the Los Angeles Metropolitan Area.¹

Applicant seeks to assess charges for services performed wholly within the Los Angeles Metropolitan Area (Rate Basis E-MRT 15) based upon a minimum charge of one hour, in lieu of the present four-hour minimum charge. The waste paper traffic from and to the Los Angeles and Long Beach plants and between their customers has complimented the overall traffic patterns of applicant by filling in the otherwise empty hauls and will permit applicant to continue the same economies which evolved through years of handling this particular traffic. Therefore, as pointed out by Independent Paper Stock Co., the shipper, in a letter to the Commission, dated March 16, 1978, "the present four-hour minimum needlessly inflates the transportation

¹ See Minimum Rate Tariff 15, Item 60, for a description of Los Angeles Metropolitan Area.

costs and thereby impedes the full exploitation of recycling opportunities." Further, the applicant contends that one hour is sufficient time to perform said transportation because of the large volume of traffic that the shipper continuously tenders and the relatively short distances required to deliver the commodity.

The amended revenue and expense data submitted by applicant indicate that the transportation involved has been profitable and reasonably may be expected to be profitable during the ensuing year.

The application and amendment were listed on the Commission's Daily Calendar of January 9 and March 24, 1978 respectively. No protest to the granting of the application has been received.

In the circumstances, the Commission finds that applicant's proposal is reasonable. 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 rate relief.

IT IS ORDERED that:

1. Fibreboard Corporation, doing business as Container Transport Company, 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 16th day
of MAY, 1978.

Robert Batwinich
President

William Squares J.

Vernon L. Sturgeon

Charles D. Howell

Walter T. Medford
Commissioners

APPENDIX A

Carrier: Fibreboard Corporation doing business as Container Transport Company.

Shipper: Independent Paper Stock Company

Commodity: Waste Paper, for recycling purposes only.

Between: Points within Los Angeles Metropolitan Area as described in Item 60, Minimum Rate Tariff 15.

Rates: When transportation services are performed wholly within Rate Basis E - Los Angeles Metropolitan Area, as set forth in Section 4-A, Hourly Vehicle Unit Rates - Minimum Rate Tariff 15, the charges shall be assessed at the applicable rate based upon a minimum of one hour.

Conditions:

1. Applicant has not indicated that subhaulers will be engaged nor have any cost of subhaulers been submitted. Therefore, if subhaulers are employed, they shall be paid not less than the charges authorized in Minimum Rate Tariff 15.

2. In all other respects, the rates and rules in Minimum Rate Tariff 15 shall apply.

(END OF APPENDIX A)