

ORIGINAL

Decision No. 88896 MAY 31 1978

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation for  
the purpose of considering and deter-  
mining 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  
OSH 311  
(Filed April 26, 1977)

SUPPLEMENTAL OPINION AND ORDER

By Decision No. 88895 entered today in Case No. 5432  
(Order Setting Hearing 965) et al., the Commission concluded that  
the transportation of empty sea vans and flattened automobile bodies  
should be exempted from the minimum rates named in Minimum Rate  
Tariffs 2, 1-B, 9-B, and 19.

The Commission further concluded in said decision that  
Minimum Rate Tariff 9-B should be amended by separate order to avoid  
duplication of tariff distribution.

IT IS ORDERED that:

1. Minimum Rate Tariff 9-B (Appendix A of Decision No. 67766 as amended) is further amended by incorporating therein, to become effective thirty-nine days after the date hereof, Nineteenth Revised Page 17 attached hereto and by this reference made a part hereof.

2. In all other respects Decision No. 67766, as amended, shall remain in full force and effect.

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

Dated at San Francisco, California, this 31st day of MAY, 1978.

*I dissent.*  
*William Lyons, Jr.*

*Robert Buttrick*  
President  
*Vernon L. Sturgeon*  
*Richard P. Clark*  
Commissioners

Commissioner Claire T. Dedrick, being necessarily absent, did not participate in the disposition of this proceeding.

SECTION 1--RULES (Continued)	ITEM
<p style="text-align: center;">APPLICATION OF TARIFF--COMMODITIES (Continued) (Items 50, 51 and 52)</p> <p>62. Rates in this tariff will not apply to shipments consisting of the following commodities:</p> <ul style="list-style-type: none"> <li>Accessories, motion picture</li> <li>Animals, live</li> <li>Automobile, freight or passenger, set up (when rates are not otherwise provided in Minimum Rate Tariff 12-A)</li> <li>Baggage</li> <li>Bodies, automobile, flattened</li> <li>Carriers, used packages, empty, returning from an outbound paying load of traffic for which no rates are provided in this tariff, or forwarded for a return paying load of traffic for which no rates are provided in this tariff</li> <li>Concrete transported in motor vehicles equipped for mechanical mixing in transit</li> <li>Containers, intermodal cargo, viz.: rigid, reusable vans, platforms, or other devices; without wheels; into which property may be loaded for carriage; not less than eighteen feet in length; having corner castings or other hardware which facilitate lifting, stacking, and mounting; furnished or approved by ocean carriers for transportation of property aboard their vessels. This exemption also applies to: (1) the movement of shipper furnished semi-trailer chassis when such movement is in connection with the exempt transportation of intermodal cargo containers and (2) movement of electrical generating units when such movement is in connection with the exempt transportation of mechanically refrigerated intermodal cargo containers</li> <li>Cotton, in bales</li> <li>Cotton Linters, in bales</li> <li>Film, motion picture</li> <li>Fruits, fresh or green, not cold pack nor frozen (when rates are not otherwise provided in Minimum Rate Tariff 8-A)</li> <li>Furniture, household appliances and other home furnishings transported from retail stores or retail store warehouses where they have been sold at retail by a retail merchant, or transported from retail customers to retail stores, or retail store warehouses</li> <li>Houses which have been disengaged from their foundations, or sections thereof and integral parts or contents when the contents are transported within the houses</li> <li>Liquids, compressed gases, commodities in semi-plastic form and commodities in suspension in liquids in bulk, in tank trucks, tank trailers, tank semitrailers or a combination of such highway vehicles. (the terms "tank trucks, tank trailers and tank semitrailers" include any truck, trailer or semitrailer with carrier or shipper provided collapsible tanks or bags, 20 feet or more in length, 2,000 gallons or more in capacity and 20,000 pounds or more weight carrying capacity)</li> <li>Mushrooms, fresh, not cold pack nor frozen (when rates are not otherwise provided in Minimum Rate Tariff 8-A)</li> <li>Newspapers, newspaper supplements, sections or inserts (not scrap nor waste)</li> <li>Nuts, in the shell (when rates are not otherwise provided in Minimum Rate Tariff 8-A)</li> <li>Nuts, field shelled (when rates are not otherwise provided in Minimum Rate Tariff 8-A)</li> <li>Optical goods, as described in Items 41600, 41610, 57020, 57940, 58090, 58110 and 58320 of the Governing Classification, and prescription order forms, transported from or to wholesale houses in packages weighing 10 pounds or less when transported in vehicles not exceeding a licensed weight of 4,000 pounds</li> <li>Poultry, live</li> <li>Used property, as described in Minimum Rate Tariff 4-B, of state, county or municipal governments, or transported under an agreement whereby the governments contracted for the carrier's services</li> <li>Vegetables, fresh or green, not cold pack nor frozen (when rates are not otherwise provided in Minimum Rate Tariff 8-A)</li> <li>Vehicles, disabled, when transported by towing</li> <li>Voting booths, ballot boxes, election tents, and election supplies when transported from or to polling places</li> </ul> <p style="text-align: center;">(Continued in Item 52)</p>	651
<p>Change } Decision No. <b>88896</b> Addition }</p>	
EFFECTIVE	
ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.	
Correction	