

ORIGINAL

Decision No. 88914 MAY 31 1978

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 exception )  
ratings which apply in lieu of )  
those named in the governing )  
classification as provided in )  
Exception Ratings Tariff 1 and )  
the revisions or reissues there- )  
of. )

Case No. 7858

SUPPLEMENTAL OPINION AND ORDER

Exception Ratings Tariff 1 (ERT 1) contains various excep-  
tion ratings which apply in lieu of those named in National Motor  
Freight Classification NMF 100-E and govern various minimum rate  
tariffs making specific reference thereto.<sup>1</sup>

By Decisions 78597 and 80820 liberalized packing rules  
were established in Item 1850 of Exception Ratings Tariff 1 permitting  
the transportation of certain types of business machines when shipped  
loose, in van-type vehicles equipped with pads and other protective  
materials, at the lower rates which apply to such articles when shipped  
in accordance with the packing requirements of the governing classi-  
fication.

It has been brought to the Commission's attention that  
certain changes were made to the description and item number refer-  
ences of these machines by Supplement 11 to National Motor Freight  
Classification 100-D.<sup>2</sup>

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<sup>1</sup>Minimum Rate Tariffs 1-B, 2, 9-B and 19.

<sup>2</sup>The machines are now described in Item 116030 of National Motor  
Freight Classification 100-E, as "Machines, Systems, or Devices,  
data processing, or units that form components of Data Processing  
Machines, Systems or Devices". Prior to Supplement 11, the  
machines involved were described in Item 115740 as "Accounting Card  
Machines (Card Punching, Sorting or Tabulating)" and Item 115760 as  
"Adding or Computing Machines, or Parts, NOI". Supplement 11 elimi-  
nated Item 115740 and amended Item 115760 by adding "NOTE-Applies  
only on hand portable or desk top adding, calculating or computing  
machines."

In the circumstances the Commission finds that Item 1850 of ERT 1 should, by the order herein, reflect these changes. A public hearing is not necessary. The Commission concludes that ERT 1 should be amended accordingly.

IT IS ORDERED that:

1. Exception Ratings Tariff 1 (Appendix A to Decision 66195, as amended) is further amended by incorporating therein, to become effective thirty-nine days after the date hereof, Forty-second Revised Page 3 and Sixth Revised Page 27-WWWW, attached hereto and by this reference made a part hereof.

2. Common carriers subject to the Public Utilities Act, to the extent that they are subject to Decision 66195, as amended, are hereby authorized to establish in their tariffs the amendments necessary to conform with the further adjustments ordered herein.

3. Tariff publications authorized to be made by common carriers as a result of this order may be made effective not earlier than thirty-nine days after the date hereof and may be made effective on not less than five days' notice to the Commission and to the public if filed not later than sixty days after the effective date of the minimum rate tariff pages incorporated in this order.

4. Common carriers, in establishing and maintaining the amendments authorized hereinabove, are hereby authorized to depart from the provisions of Section 461.5 of the Public Utilities Code to the extent necessary to adjust long- and short-haul departures now maintained under outstanding authorizations; such outstanding authorizations are hereby modified only to the extent necessary to comply with this order; and schedules containing the amendments published under this authority shall make reference to the prior orders authorizing long- and short-haul departures and to this order.

5. In all other respects Decision 66195, 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.

Robert Bateman  
President

William Sproule

Vernon L. Sturgeon

Charles P. Wood

Commissioners

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

EXCEPTION RATINGS TARIFF 1

INDEX OF COMMODITIES			
COMMODITIES	ITEM	COMMODITIES	ITEM
Acids	1200	Logs, compressed sawdust	600
Articles as described in the Governing Classification	1030-1050	Machine, Business or Office; Systems, or Devices	1850
Blankets	1800	** Typewriters and computing combined	
Carriers, used packages	320,321,340	Machines, Copying, Collators	1850
Cartons, egg, pulp	270	Duplicating or Reproducing	
Chemicals	1320	Pads, sanitary	755
Confectionery	480	Recorder, tape	1850
Compounds, tree or wood killing	460	Salt common (Sodium Chloride)	880
Dental or Hospital Supplies	1830	Sets, expendable, aspirat- ing, administration or transference	1830
Explosives, propellant	1835	Sheeting, plastic	490
Explosives, Propelling Units	1835	Shipments, returned	820
Fertilizers	540,560,580	Sod, chopped or not chopped	860
Filler Flats, Egg Case or Egg Carrier	450	Strontium Nitrate	870
Film, plastic	490	Sugar	940
Flowers, fresh, cut	592	Wood, Fuel	600
Kindling, fire, wood	600		
Kits, hospital patient	1830		
Kits, inpatient treatment	1830		

Δ Change )  
 Δ Change, neither increase nor ) Decision No. **88914**  
 reduction )  
 \*\* Eliminated )

EFFECTIVE

ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA,  
SAN FRANCISCO, CALIFORNIA.

Correction

EXCEPTION RATINGS TARIFF 1

SECTION 2-D--PROVISIONS WHICH ARE EXCEPTIONS TO THE GC	ITEM
<p>(Numbers within parentheses immediately following commodities shown below refer to such commodities as they are described in the corresponding item numbers of the Governing Classification.)</p>	
ARTICLES	
<p><b>MACHINES:</b></p> <p>ΔBusiness or office, viz:          Machines, Systems, or Devices (116030)          Typewriters and Computing combined (116270)</p> <p>Copying, Duplicating or Reproducing, NOI (118250) (See Note 4)          Collators (as an integral part or an attachment to a Copying, Duplicating or Reproducing machine) (133300)</p> <p><b>ELECTRICAL EQUIPMENT:</b></p> <p>Tape Recorders (62860), minimum weight 500 pounds for each complete unit.</p> <p>Commodities referred to herein may be shipped loose subject to provisions of Notes 1, 2 and 3.</p> <p>NOTE 1.--The provisions of this item apply only in connection with transportation performed in a van-type vehicle commonly used for the transportation of household goods or electronic equipment and normally equipped with pads, covers, dividers and other protective materials, tie-downs and dollies necessary for such transportation.</p> <p>NOTE 2.--The provisions of this item apply only in connection with transportation of straight shipments of the commodities referred to herein, except as provided in Note 4.</p> <p>NOTE 3.--The provisions of this item apply only in connection with shipments released to 50¢ per pound per article. The bill of lading issued for any shipment accepted for transportation at this rate shall have printed on the face thereof a statement reading as follows:</p> <p>"Unless a different value is declared, the shipper hereby releases the property to a value of 50¢ per pound per article."</p> <p>NOTE 4.--Shipments of articles making reference to this note may include (not to exceed ten pounds in weight) repair kits, business or office copying, duplicating or reproducing machine (108030) and such machinery, equipment, parts, accessories and supplies as are necessary to the performance of a complete reproducing process when not exceeding ten percent of the total weight of the articles making reference to this note.</p>	1850
PREPAYMENT OR GUARANTEE OF CHARGES	
<p>Freight on which prepayment is required may, on approval of the originating carrier, be forwarded on a collect basis on the guarantee of shipper that all charges will be paid. Notation must be made on shipping order and bill of lading that shipper guarantees charges.</p>	1853
<p>Δ Change )          Δ Change, neither increase ) Decision No. <b>88914</b>          nor reduction )</p>	
EFFECTIVE	
ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.	

Correction