

Decision No. 88976 JUN 27 1978

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation on the Commission's)
own motion into the rules, regu-)
lations and practices of all)
household goods carriers relating)
to the transportation of used)
household goods and related prop-)
erty.)

Case No. 10151

In the Matter of the Investiga-)
tion for the purpose of consid-)
ering and determining minimum)
rates for transportation of used)
household goods and related)
property statewide as provided)
in Minimum Rate Tariff 4-B and)
the revisions or reissues)
thereof.)

Case No. 5330

SUPPLEMENTAL OPINION AND ORDER

Decision No. 86965, dated March 19, 1977, required that tele-
phone directory advertisements of household goods carriers which adver-
tise or solicit the intrastate movement of used household goods shall
show the carrier's "T" file number. A listing in the classified sec-
tion of a telephone directory under the heading of movers or a similar
designation is a solicitation for the movement of used household
goods.

The tariff provision implementing Decision No. 86965 does not
clearly identify a listing in the classified section of a telephone di-
rectory as meeting the requirement to show the carrier's "T" file num-
ber.

Pursuant to Resolution A-4661,

IT IS ORDERED that:

- 1. Minimum Rate Tariff 4-B (Appendix C to Decision 65521, as
amended), is further amended by incorporating therein, to become effec-
tive thirty-nine days after the date hereof Seventh Revised Page 7 at-
tached hereto and by this reference made a part hereof.

2. Tariff publications of common carriers shall be made effective not earlier than thirty-nine days after the date hereof on one day's notice to the Commission and to the public.

3. In all other respects Decision 86965, as amended, shall remain in full force and effect.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 27th
day of JUNE, 1978.



FREDERICK E. JOHN
Executive Director
of the Public Utilities
Commission of the State of California

SECTION 1--RULES (Continued)	ITEM
RELATIONSHIPS WITH THE PUBLIC	
<p>1. Any carrier doing business under one or more fictitious names shall, with respect to each fictitious name comply with Chapter 5 of Part 3 of Division 7 of the Business and Professions Code of California entitled, "Fictitious Business Names" (and subsequent amendments thereto), and to show compliance therewith such carrier shall file with this Commission certified copies of fictitious business name statements and affidavits of publication required to be filed with the clerk of the county in which the principal place of the carrier is, or in the case of cessation of doing business was, situated.</p> <p>2. Upon abandonment of use of fictitious business name, any carrier doing business under one or more fictitious names shall file with this Commission a statement of abandonment of use of fictitious business name.</p> <p>3. Carriers shall show the following information on their stationery, shipping documents and related forms:</p> <ul style="list-style-type: none"> (a) All names, both real and fictitious, used by the carrier in conducting its operations. (b) The address of its principal place of business, designated as such, and of such local offices as may be desired where business with the public is conducted. (c) Identification of the name under which the particular transportation is performed where more than one name is listed. <p>4. The books of account of each carrier shall be maintained in such form as to show separately the revenues derived from the operations conducted under each name used by such carrier.</p> <p>5. Carriers listing more than one name in the classified section of a telephone directory shall cross-reference each such name to all other such names so listed.</p> <p>6. Carriers shall not advertise rates in any telephone directory.</p> <p>67. Printed advertising matter, including hand bills, newspaper advertising, and classified telephone directory listings and advertisements which advertise or solicit the intrastate movement of used household goods within the State of California shall show the household goods carrier's "T" file number as issued by the Commission. The number shall be printed in this manner: "CAL.P.U.C. T-____."</p> <p>8. Carriers shall not, in any manner, misrepresent the scope of their services which are offered and made available to the public. Specifically carriers shall:</p> <ul style="list-style-type: none"> (a) Not advertise or otherwise represent themselves under any name different from that under which their effective permits are issued by the Commission. EXCEPTION.--Carriers who are duly authorized agents for other carriers as defined herein, for highway common carriers as defined in the Public Utilities Act, or for motor carriers operating under the jurisdiction of the Interstate Commerce Commission, may advertise and represent themselves as such an agent. (b) Not advertise or otherwise represent that carrier operations are conducted at addresses or locations where the carrier or his duly authorized agent does not maintain a place of business. The location of a telephone answering service is not "a place of business" as such term is used in this item. (c) Not include in any advertising misleading description and displays of nonexistent facilities. <p>9. Carriers shall furnish to each prospective shipper of the goods described in Item 20 paragraph (a) (1) a copy of the Commission's informational booklet entitled "Important Notice to Shippers of Household Goods". This booklet shall be given to the prospective shipper at the time of first in-person contact between the carrier's personnel and the shipper or the shipper's representative. The mandatory receipt for the informational booklet shall be retained in the carrier's records for a period of three years.</p> <p>Failure of the carrier to furnish the booklet to the prospective shipper at the proper time is a violation of the documentation requirements of this tariff.</p>	<p>830</p>
<p>Change) Δ Change, neither increase) Decision No. 88975 nor reduction)</p>	
EFFECTIVE	
ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.	

Correction