

Decision No. 89156

JUL 25 1978

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the application )  
of Arthur W. Coulter dba A. W. )  
Coulter Trucking for the authority )  
to depart from the rates, rules )  
and regulations of Minimum Rate )  
Tariff 2 in the transportation of )  
lumber of Sierra Forest Products )  
under the provisions of Section )  
3666 of the Public Utilities Code.)

Application No. 58087  
(Filed May 23, 1978)

OPINION AND ORDER

By this application Arthur W. Coulter dba A. W. Coulter Trucking seeks authority to deviate from the minimum rates in MRT-2 for the transportation of lumber from Terra Bella to lumber mills and molding plants located in the Counties of Butte, Placer, Sacramento, Shasta, Sutter, Tehama and Yuba for Sierra Forest Products.

Applicant states that shipper has no facilities at its Terra Bella mill for certain processing of lumber, but such facilities exist at mills and molding plants in the centers of lumber production in Northern California. According to applicant the transportation will be performed on a regular basis as shipper regularly has eight to ten shipments available for movement each month.

Applicant alleges that the equipment transporting these shipments will often return from either Corning or Orland to Ontario with fresh citrus for Sunkist Growers, Inc. applicant's longtime account. Coulter indicates that experience has shown that he performs this round trip more than fifty percent of the time, but the south-bound transportation also involves another account and cannot be performed for Sunkist during the months of December, January, and February, so the cost and revenue figures presented are based upon an empty return to Terra Bella.

Applicant contends that experience has shown that shipments for which relief is being requested average 52,000 pounds, and the revenue figures are based upon a minimum weight of 52,000 pounds. Applicant states that the loading and unloading of shipments will be performed by consignor and consignee, respectively, at no cost to applicant.

Revenue and expense data submitted by applicant indicate that the transportation may reasonably be expected to be profitable under the proposed rates. Applicant states that he does not intend to utilize subhaulers in connection with the operation contemplated by this deviation.

The application was listed on the Commission's Daily Calendar of May 24, 1978. No objection to the granting of the application has been received.

In the circumstances, the Commission finds that the 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. Arthur W. Coulter, doing business as, A. W. Coulter Trucking, 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 canceled, modified or extended by further order of the Commission.

A. 58087 - FS

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 25<sup>th</sup> day  
of JULY, 1978.

Robert B. Berman

President

William J. Symons, Jr.

James L. Stuyvenberg

Richard W. Throckmold

Clair T. DeLoach

Commissioners

## APPENDIX A

Carrier: A. W. Coulter, dba A. W. Coulter Trucking  
 Shipper: Sierra Forest Products  
 Commodity: Lumber  
 From: Terra Bella  
 To: Lumber Mills and Moulding Plants in the Counties  
 of Butte, Placer, Sacramento, Shasta, Sutter,  
 Tehama and Yuba.

## Rates:

Constructive Miles		Cents per 100 pounds	Constructive Miles		Cents per 100 pounds
Over	But Not Over		Over	But Not Over	
240 -	250	60	330 -	340	73
250 -	260	61	340 -	350	74
260 -	270	63	350 -	360	76
270 -	280	64	360 -	370	77
280 -	290	66	370 -	380	78
290 -	300	67	380 -	390	80
300 -	310	68	390 -	400	82
310 -	320	70	400 -	410	84
320 -	330	71			

## Conditions:

1. No split pickup or split delivery will be performed.
2. One free hour for loading.
3. One free hour unloading.
4. After free time has elapsed, charges of \$4.15 for each additional 15 minutes or fraction thereof shall be assessed.
5. No shipment shall be transported to any point north of Redding.
6. In the event subhaulers are employed, they shall be paid no less than the rates authorized herein without any deduction for use of applicant's trailing equipment.
7. To the extent not otherwise specifically provided, the provisions of Minimum Rate Tariff 2 shall apply.
8. Rates shall be based on a Minimum Weight of 52,000 lbs.

(END OF APPENDIX A)