

Decision No. 89283 AUG 22 1978

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of George Kishida,)
Inc., a California Corporation,)
for authority to depart from the)
rates, rules and regulations of)
Minimum Rate Tariff 7 pursuant to)
the provisions of Section 3666 of)
the Public Utilities Code, for)
the transportation of silica sand)
from Ione, California, to Kings-)
burg, California for Guardian)
Industries Corporation.)

Application No. 57935
(Filed March 17, 1978)
(Petition for Modification
Filed July 11, 1978)

SUPPLEMENTAL OPINION AND ORDER

Decision 88837 dated May 16, 1978, in this proceeding authorized George Kishida, Inc., a California corporation, to assess a rate less than the minimum rate for the transportation of silica sand between Ione and Kingsburg for the account of Guardian Industries Corporation.

By Petition for Modification of Decision 88837, George Kishida, Inc. seeks to amend said decision to include Walter C. Webb (T-123,428), John C. Boggs (T-123,308) and Jerry M. Silva (T-123,427) as additional named subhaulers to participate in the transportation for Guardian Industries Corporation.

The petitioner has submitted revenue and cost projections for these individual subhaulers. The data is sufficient to determine that the division of revenue between George Kishida, Inc. and the aforementioned subhaulers may reasonably be expected to be profitable at the authorized rate.

The petition was listed on the Commission's Daily Calendar of July 19, 1978. California Trucking Association indicated an interest in the matter but no objections to the granting of the petition have been received.

In the circumstances, the Commission finds that petitioner's proposal is reasonable. A public hearing is not necessary. The Commission concludes that the petition should be granted 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. Decision 88837 is hereby amended by substituting for Appendix A thereof Amended Appendix A which is attached hereto and by this reference made a part hereof.

2. In all other respects, Decision 88837 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 AUGUST, 1978.

Robert Bateman

President

William J. ...

Vernon L. ...

Commissioners

Commissioner Richard D. Cravollo, being necessarily absent, did not participate in the disposition of this proceeding.

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

AMENDED APPENDIX A

George Kishida, Inc., a corporation, is authorized to transport silica sand from Ione to Kingsburg for Guardian Industries Corporation at a rate of \$7.00 per short ton minimum weight 55,000 pounds (27½ tons) subject to the following conditions:

1. Applicant has indicated that subhaulers will be engaged. If the following subhaulers are employed they shall be paid the rate authorized herein computed in accordance with the provisions set forth in Items 126 and 210 of Minimum Rate Tariff 7-A:

T-97,007	A. Berchtold	T-118,685	Eugene Quarton
T-97,574	Ken Cossins	T-82,318	Louis Rivera
T-115,253	Frank Costa	T-93,636	Mickey Shirakawa
T-54,012	Ramon Gonzalez	T-119,697	J. Utz
T-117,674	Ramon Gonzalez Jr.	T-93,905	J. Van Zant
T-110,604	Gary Grimes	T-81,692	Bill Yamada
T-93,627	D. Hieb	T-93,641	Jim Yamauchi
T-93,629	F. Kaida	T-112,362	Adrin Polk
T-93,630	Tom Kiriu	T-123,428	Walter C. Webb
T-93,642	Wesley Lawce	T-123,308	John C. Boggs
T-94,417	Gene Pate dba L&E Transportation	T-123,427	Jerry M. Silva

2. If any other subhaulers are employed, they shall be paid not less than the rates authorized herein without any deduction for use of applicant's trailing equipment.

3. In all other respects, the rates and rules set forth in Minimum Rate Tariff 7-A shall apply.

(END OF APPENDIX A)