

Decision No. 89286 AUG 22 1978**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of O. R. Thomasson,	)	
Alternate Agent, under the	)	
Shortened Procedure Tariff Docket	)	
to publish provisions resulting	)	Shortened Procedure
in increases on behalf of M & L	)	Tariff Docket
Trucking Company, Inc., in tariffs)	)	Application No. 58141
of Pacific Motor Tariff Bureau,	)	(Filed June 14, 1978)
Inc.	)	

OPINION AND ORDER

By this application, O. R. Thomasson, Alternate Agent, seeks authority on behalf of M & L Trucking Company (M & L), to publish a rule in connection with the exclusive use/full utilization of transportation equipment in Local Freight Tariff No. 6-F, Cal. P.U.C. No. 5 and Local Freight and Express Tariff No. 8-A, Cal. P.U.C. No. 1 (Series of D. W. Baker, Agent) of Pacific Motor Tariff Bureau, Inc.

M & L seeks to utilize this rule in order to assure the carrier more efficient utilization of its equipment. The carrier occasionally is requested to provide service to shippers who, because of the nature of the commodities, require the exclusive use of a piece of equipment. In turn, M & L wishes to be fairly compensated for the equipment when it is exclusively utilized by a shipper, or when the nature or characteristic of the commodities being shipped, are of such size or density, the total loading space of its equipment is required. M & L believes the proposed charges to be assessed for such services will not be excessive.

M & L estimates that in the event this application is granted, annual revenues would increase by approximately \$2,500 and in no event would the proposed publications increase its California intrastate gross revenue by as much as one percent.

The application was listed on the Commission's Daily Calendar of June 15, 1978. No objection to the granting of the application has been received.

(SPT) A. 58141 - FS

In the circumstances, the Commission finds that the proposed increases in applicant's rates are justified. A public hearing is not necessary. The Commission concludes that the application should be granted as set forth in the ensuing order.

IT IS ORDERED that:

1. O. R. Thomasson, Alternate Agent, is hereby authorized, on behalf of M & L Trucking Company, to publish amendments to its Local Freight Tariff No. 6-F, Cal. P.U.C. No. 5 and Local Freight and Express Tariff No. 8-A, Cal. P.U.C. No. 1 (Series of D. W. Baker, Agent) of Pacific Motor Tariff Bureau, Inc., as specifically proposed in Application 58141.
2. Applicant, in establishing and maintaining the rates authorized hereinabove, is 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 rates published under the authority shall make reference to the prior orders authorizing long- and short-haul departures and to this order.
3. Tariff publications authorized to be made as a result of the order herein shall be filed not earlier than the effective date of this order and may be made effective not earlier than five days after the effective date of this order on not less than five days' notice to the Commission and to the public.
4. The authority herein granted shall expire unless exercised within ninety days after the effective date of this order.

(SPT) A. 58141 - FS

This order shall become effective thirty days after the date hereof.

Dated at San Francisco, California, this 22nd day of AUGUST, 1978.

Robert Ralston  
President  
William J. Quinn  
James L. Sturgeon

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Commissioners

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

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