

Decision No. 89287

AUG 22 1978

**ORIGINAL**

## BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of O. R. Thomasson, )	
Alternate Agent, to establish )	
increased rates and provisions )	Shortened Procedure
on behalf of Diversified Trans- )	Tariff Docket
portation, Inc., in Pacific Motor )	Application No. 58150
Tariff Bureau, Inc., Local )	(Filed June 15, 1978)
Freight and Express Tariff )	
No. 8-A, Cal. P.U.C. No. 1 )	
(Series of D. W. Baker, Agent) )	

OPINION AND ORDER

By this application, O. R. Thomasson, Alternate Agent, seeks authority on behalf of Diversified Transportation, Inc. (Diversified), to publish changes to the current charges applicable to Special Expedited Service, as set forth in Item No. 207, Local Freight and Express Tariff No. 3-A, Cal. P.U.C. No. 1 (Series of D. W. Baker, Agent), Pacific Motor Tariff Bureau, Inc.

Diversified presently provides special expedited services in several counties of the Bay Area for shipments weighing 10,000 pounds or less, under certain specific conditions. Currently, the tariff item provides for a single series of charges, based on varying weights, for services provided at any hour of the day or night, seven days a week.

The carrier is seeking not only to increase some of the charges for providing week-day services, but also to establish two additional series of charges, as follows: a) Increase the charges for services provided between 5:01 P.M. and 7:59 A.M. during the week days (Monday through Friday) and all day Saturday. The proposed charges for these services would be approximately fifty percent (50%) higher than those presently in effect. b) Establish special charges for services performed on Sundays and holidays. These charges would be one-hundred percent (100%) higher than those presently being assessed.

Applicant contends that the charges presently being assessed for these special services, those which are performed at other than regular hours and days of the week, do not sufficiently compensate it for the additional expenses incurred to provide these occasional hauls. Diversified believes the proposed charges are not excessive and "are sufficient to cover the additional operating costs for such services."

Applicant asserts that increases resulting from the proposal herein would not increase the California intrastate gross revenue of Diversified Transportation, Inc. by as much as one percent.

The application was listed on the Commission's Daily Calendar of June 20, 1978. No objection to the granting of the application has been received.

In the circumstances, the Commission finds that increases resulting from the proposal herein are justified. A public hearing is not necessary. The Commission concludes that the application should be granted.

IT IS ORDERED that:

1. O. R. Thomasson, Alternate Agent, is hereby authorized, on behalf of Diversified Transportation, Inc., to publish amendments to Item No. 807 of Local Freight and Express Tariff No. 8-A, Cal. P.U.C. No. 1 (Series of D. W. Baker, Agent), Pacific Motor Tariff Bureau, Inc., as specifically proposed in the application.

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 this 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.

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

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

Robert Bateman  
President  
William J. Moore  
Vernon L. Stanger

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Commissioners

Commissioner Richard D. Gravelle, 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.