

bh

Decision No. 89305 AUG 22 1978

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation)
 for the purpose of considering and)
 determining minimum rates for)
 transportation of any and all com-)
 modities statewide including, but)
 not limited to, those rates which)
 are provided in Minimum Rate Tariff)
 2 and the revisions of reissues)
 thereof.)

Case No. 5432
 Petition for Modification
 No. 900

ORDER MODIFYING DECISION
AND DENYING REHEARING, RECONSIDERATION
AND SUSPENSION

By a petition filed on August 3, 1978, the California Trucking Association (CTA) requested rehearing, reconsideration and suspension of Decision No. 89143. The Commission has considered each and every allegation of said petition and is of the opinion that said decision should be modified to eliminate the applicability of the increased rate ordered by Decision No. 89143 to shipments of 10,000 pounds or greater. The Commission is further of the opinion that good cause for rehearing, reconsideration or suspension has not been shown and that the petition of CTA should be denied.

IT IS ORDERED that:

1. The petition for rehearing or reconsideration of Decision No. 89143 is denied.
2. Minimum Rate Tariff 2 (Appendix D to Decision No. 31606, as amended) is further amended by incorporating therein to become effective on the 22nd day of August, 1978, Fifth Revised Page 18-A attached hereto and by this reference made a part hereof.
3. Tariff publications of common carriers shall be made effective not earlier than the 22nd day of August, 1978, on one

C. 5432 bh

day's notice to the Commission and to the public.

4. In all other respects Decision No. 89143, 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 22nd day of AUGUST, 1978.

Robert Bateman

President

William S. ...

Yvonne L. Sturgeon

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.

MINIMUM RATE TARIFF 2

SECTION 1--RULES OF GENERAL APPLICATION (Continued)	ITEM											
<p style="text-align: center;">APPLICATION OF RATES--DEDUCTIONS</p> <p>(a) Rates provided in this tariff are for the transportation of shipments, from point of origin to point of destination, subject to Items 120, 140, 142 and 143.</p> <p>(b) Subject to Notes 1, 2, 3, and 4 hereof, when a point of origin or point of destination is carrier's established depot, rates shall be 40 cents per 100 pounds (or 40 cents per shipment when shipment weighs less than 100 pounds) less than those specifically named herein. When both point of origin and point of destination are carrier's established depots, rates shall be 80 cents per 100 pounds (or 80 cents per shipment when shipment weighs less than 100 pounds) less than those named herein. In no case shall the net transportation rate be less than 120 cents per 100 pounds when applying the provision of this paragraph.</p> <p>NOTE 1.--No deduction from rates specifically named herein shall be made under this rule from rates based upon a ** minimum weight of ** 10,000 pounds *or more. Small shipment charges provided by Item 149, and minimum charges provided by Item 150 shall be entitled to deductions named in paragraph (b) but not less than 40 cents per component part when point of origin or point of destination is carrier's established depot or 80 cents per component part when point of origin and point of destination are carrier's established depots.</p> <p>NOTE 2.--No deduction from rates specifically named herein shall be made under this rule on shipments transported for persons, companies or corporations upon whose premises depots from or to which transportation is performed are located.</p> <p>NOTE 3.--When the commodity upon which charges are to be computed is rated as a percentage or multiple of Class 50.1 or higher, deductions under this rule shall be made from the resulting rate.</p> <p>NOTE 4.--Deductions under this rule on split pickup or split delivery shipments shall be made only on the weight of the component parts having point of origin or point of destination, or both (as the case may be), at the carrier's established depots.</p> <p>NOTE 5.--Deductions named in paragraph (b) shall not apply to articles transported under truckload or volume ratings named in the governing classification, Exception Ratings Tariff No. 1, or under truckload or volume commodity rates named in this tariff.</p>	<p>8110</p>											
<table border="0"> <tr> <td>∅ Change</td> <td>)</td> <td rowspan="5" style="vertical-align: middle;">Decision No. 89305</td> </tr> <tr> <td>* Addition</td> <td>)</td> </tr> <tr> <td>Δ Change, neither increase</td> <td>)</td> </tr> <tr> <td>nor reduction</td> <td>)</td> </tr> <tr> <td>** Eliminated</td> <td>)</td> </tr> </table>	∅ Change)	Decision No. 89305	* Addition)	Δ Change, neither increase)	nor reduction)	** Eliminated)	
∅ Change)	Decision No. 89305										
* Addition)											
Δ Change, neither increase)											
nor reduction)											
** Eliminated)											
EFFECTIVE												
<p>Correction</p>	<p>ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.</p>											