

Decision No. 89371 SEP 6 1978

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the application)
of Bulk Transportation, a corpora-)
tion, to perform transportation)
services for the account of Guard-)
ian Industries, in the movement)
of silica sand at less than mini-)
mum rates.)

Application No. 58238
(Filed July 18, 1978)

OPINION AND ORDER

By this application, Bulk Transportation, a California corporation, requests authority to deviate from the provisions of Minimum Rate Tariff 2 in connection with the transportation of soda ash for Guardian Industries between Trona and Kingsburg.

The application is based upon special conditions and circumstances, such as: bulk loading and unloading without carrier assistance; volume movement with facilities operating 24 hours per day seven days per week; and, applicant has solicited a backhaul of equal volume.¹

The application was listed on the Commission's Daily Calendar of July 21, 1978. No objection to the granting of the application has been received.

Revenue and expense data submitted by the applicant indicate that the transportation involved may reasonably be expected to be profitable under the proposed rates.

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. Because there is an immediate need for this rate relief, the effective date of this order should be the date hereof.

¹The backhaul is bulk poultry feed from Fresno to poultry farms at Oro Grande.

IT IS ORDERED that:

1. Bulk Transportation, a corporation, 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 rate set forth therein.

2. The authority granted herein shall expire one year after the effective date of this order unless sooner cancelled, modified or extended by further order of the Commission.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 6th day of SEPTEMBER, 1978.

Robert Bateman

President

William J. Sproul

Vernon L. Strang

Charles D. Hoyle

Commissioners

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

APPENDIX A

Carrier: Bulk Transportation, a corporation
Shipper: Guardian Industries Corporation (Kerr McGee,
Trona)
Commodity: Soda ash
From: Trona To: Kingsburg
Rate: \$11.50 per Minimum Weight: 26 tons per unit
ton of carrier's
equipment

Loading and unloading time in excess of one hour to be charged at the rate of \$4.20 for each 15 minutes or fraction thereof.

Conditions:

1. Shipments shall be loaded by shipper and unloaded by consignee without the assistance of, or expense to, the carrier.
2. Movements to Kingsburg shall be predicated upon applicant securing the backhaul of poultry feed or similar bulk commodity.
3. Applicant has not indicated that subhaulers will be engaged nor have any costs of subhaulers been submitted. Therefore, if subhaulers are employed, they shall be paid no less than the rate authorized herein with no deductions for use of applicant's trailing equipment.
4. In all other respects, the rates and rules in Minimum Rate Tariff 2 shall apply.

(END OF APPENDIX A)