

SEP 6 1978

Decision No. 89376**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investiga- )  
 tion for the purpose of consid- )  
 ering and determining minimum )  
 rates for transportation of any )  
 and all commodities statewide )  
 including, but not limited to, )  
 those rates which are provided )  
 in Minimum Rate Tariff 2 and the )  
 revisions or reissues thereof. )

Case No. 5432  
 Petition for Modification 1016  
 (Filed April 5, 1978)

OPINION AND ORDER

Minimum Rate Tariff 2 (MRT 2) names rates and rules for the statewide transportation of general commodities by highway carriers. By Petition 1016, the California Trucking Association (CTA) seeks to incorporate the transportation of truckload shipments of scrap or waste paper in Section 3-A "Productivity Improvement Section" of MRT 2.

CTA in Case No. 5432, Petition for Modification No. 1001, proposed a new tariff section be incorporated in MRT 2. This section would be devoted to items which encourage carrier productivity and which have transportation circumstances contributing to cost savings. The overall impact of this section is the reduction in ratings enabling participating shippers to also achieve savings in transportation costs.

The instant CTA proposal meets the exception criteria previously established by the Commission in Decision 65639. The costs savings effect, which would be shared by both carrier and shipper, should encourage maximum utilization of transport equipment.

The petition was listed on the Commission's Daily Calendar of April 7, 1978. No objections to the granting of the petition have been received.

In the circumstances, the Commission finds that petitioner's proposal is reasonable and the resulting minimum rates and charges will be just, reasonable and nondiscriminatory minimum rates and charges for the transportation involved. A public hearing is not necessary. The Commission concludes that the petition should be granted as set forth in the ensuing order.

IT IS ORDERED that:

1. Minimum Rate Tariff 2 (Appendix D to Decision 31606, as amended) is further amended by incorporating therein, to become effective thirty days after the effective date hereof, Sixty-third Revised Page 7 and Original Page 66-N-24-A attached hereto and by this reference made a part hereof.

2. Common carriers subject to the Public Utilities Act, to the extent that they are subject also to Decision 31606, as amended, are authorized to establish in their tariffs the amendment necessary to conform with the further adjustment ordered by this decision.

3. Tariff publications authorized to be made by common carriers as a result of this order may be made effective not earlier than thirty days after the date hereof and may be made effective on not less than five days' notice to the Commission and to the public if filed not later than sixty days after the effective date of the minimum rate tariff pages incorporated in this order.

4. Common carriers, in establishing and maintaining the amendment authorized by this order, are 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 amendment published under this authority shall make reference to the prior orders authorizing long- and short-haul departures and to this order.

C. 5432, Pet. 1016 - FS

5. In all other respects, Decision 31606, as amended, shall remain in full force and effect.

The effective date of this order shall be thirty days after the date hereof.

Dated at San Francisco, California, this 6<sup>th</sup> day of SEPTEMBER, 1978.

Robert B. Reinard  
President

William J. Moore

Yvonne L. Stanger

Robert D. Wood

Commissioners

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

MINIMUM RATE TARIFF 2

INDEX OF COMMODITIES (Continued)

Only those articles which are named in commodity rate items or in Exceptions to the Governing Classification and Exception Ratings Tariff are shown in the following list.

COMMODITY	ITEM	COMMODITY	ITEM
Milk	335.6,345,833	Oils, other than petro-	
Milk (condensed, evap-	320,335.7	leum, lubricating (M)	325,820
orated or sterilized)		Olives	320-1
Milk Food, other than		Onion Chips	320
malted, liquid	320,335.7	Onion, Powdered	320
Milk, Malted	360.5	Outfits, insect	
Milk, Pasteurized	345	destroying (M)	377.5,723-726
Milk, Solids, dry	345	Outfits, Oil, Water or	
Milk, Sterilized	320,335.7,345	Gas Well	365, 720
Milk Substitutes	335.7,345		
Mince Meat	320	Packets (M)	395-397,880
Mineral Mixtures	652-654h	Pads	332
Mix, Pizza Pie	345	Pads (M)	395-397,880
Mixes, basic food sauce,		Paint, asphaltic (M)	377.5,723-726
or food dip, dry	360.5	Paint, Compounds (M)	325,820
Mixtures, Mineral	652-654h	Paint, liquid (M)	377.5,723-726
Molasses	320-1	Pallets	330.4
Molasses (M)	652-654h	Pamphlets (M)	395-397,880
Monethanolamine (M)	325,820	Paper	395, 765, 770
Monoglycerides of Fat-		Paper Bags (M)	395-397,880
forming Fatty Acids	335.5	Paper, Building, Roofing	
Moss	370,860	or Sheathing	379.4, 761,767
Mouthwash (M)	340,840	Paper, cash register	865
Mud or Compounds, well		Paper, computing machine	865
drilling	365	Paper, printing	865
Mulch, horticultural	370,860	*Paper, Scrap or Waste	866
Mushrooms	320-1	Paper, Wrapping (M)	395-397,880
Mustard	360.5	Paperboard or Pulpboard	770
Mustard, prepared	320-1	Parts, Boiler (M)	365
		Paste, Confectionery	360
Nails	760, 764, 765	Paste, Icing	360
Noodles and Cheese	345	Paste, Tomato	320-1
Noodles, except canned	360.5	Paving Joints, expansion	761,767
Noodles, (prepared)	320	Peaches, powdered	350
Noodles, dry, and other		Peanut Butter	320-1
ingredients	345,360.5	Peanut Spread	320-1
Notions (M)	395-397,880	Peat	370,860
Nursery stock	843	Pectin, Fruit or Vegetable	320-1
Nut Meats	864	Peel, fruit, candied, crys-	
Nuts	760, 764, 765	tallized glazed or stuffed	360
Nuts, edible, shelled	350,360.5	Peel, grapefruit, lemon or	
		orange, dried	350
Oil, Cooking	320-1,335.5	Pencils, lead (M)	395-397,880
Oil, Olive	320-1	Perfumery (M)	340,395-397,840, 880
Oil (other than		Peroxide, hydrogen (M)	340,840
medicinal) (M)	377.5,723-726	Petroleum and Petroleum	
Oil, petroleum		products as described	
medicinal (M)	377.5,723-726	in Governing Classification	377.5, 723-726
Oil, Salad	320-1,335.5		

(M) Denotes articles on which application of rates is limited to mixed shipments.

\* Addition, Decision No. **89376**

EFFECTIVE

Correction

ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA,  
 SAN FRANCISCO, CALIFORNIA.

SECTION 3-A--PRODUCTIVITY EXCEPTIONS (Continued)	ITEM
<p>PRODUCTIVITY EXCEPTIONS TO GOVERNING CLASSIFICATION AND EXCEPTION RATINGS TARIFF (Continued)</p> <p>(Numbers within parentheses immediately following commodities shown below refer to such commodities as they are described in the corresponding item numbers of the Governing Classification.)</p>	<p>Class Rating</p>
<p>PAPER, SCRAP OR WASTE, not sensitized (15199, Sub. 7) in tied bundles or packages, viz: old newspapers, for recycling purposes only, subject to Notes P and I in Item 999.</p> <p>Truckload:</p> <p>Minimum Weight per unit of carrier's equipment:</p> <p>50,000 pounds, subject to Notes 1 through 4-----</p> <p>NOTE 1.--Applicable only on straight shipments of the commodity named herein.</p> <p>NOTE 2.--Applicable only on prepaid shipments, except that, on approval of the originating carrier, freight may be forwarded on a collect basis on the guarantee of shipper that all charges will be paid. Notation must be made on the bill of lading that shipper guarantees charges.</p> <p>NOTE 3.--Loading and unloading:</p> <p>(a) Free time shall be restricted to two hours for loading and two hours for unloading of a single unit of carrier's equipment except as provided in paragraph (d) below.</p> <p>(b) Loading and unloading time shall be computed from the time of arrival of carrier's equipment at the place of loading or unloading until such loading or unloading is completed and carrier's equipment is released.</p> <p>(c) Excess loading or unloading time shall be charged for at the rates provided in Item 145 of this tariff.</p> <p>(d) Carrier's trailer(s) may be spotted for loading at the consignor's place of loading, provided however, the carrier's trailer(s) is (are) picked up by the carrier within a 48 hour period computed from the time of arrival of carrier's equipment at the place of loading. Such loading shall be without the assistance or presence of the carrier or his employee. Spotting service shall apply only when the bill of lading is annotated with the words: "SPOTTING SERVICE REQUESTED."</p> <p>(e) The PLACE of loading or unloading means a particular street address or other designation of a factory, store, warehouse, place of business, or the like.</p> <p>NOTE 4.--Not applicable in connection with the following items:</p> <p>(a) Items 160-163-----Split Pickup</p> <p>(b) Items 170-173-----Split Delivery</p> <p>(c) Item 181-1-----Special C.O.D. Service</p> <p>(d) Item 182-----Collect on Delivery (C.O.D.) Shipments</p> <p>(e) Item 188-----Multiple Service Shipments</p> <p>(f) Item 895-----Premium Volume Incentive Service</p> <p>(g) Item 897-----Truckload Efficiency Service</p>	<p>85% of 35.4</p> <p>*4866</p>
<p>* Addition ) o Reduction ) Decision No. <b>S9376</b></p>	
<p>EFFECTIVE</p>	
<p>ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.</p>	

Correction