

DC/FS

Decision No. 89432 SEP 19 1978

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application)
of Bulk Transportation, a cor-)
portation to perform transporta-)
tion services for the account of)
Zacky Farms, in the movement of)
mixed feed at less then (sic))
minimum rates.)

Application No. 58250
(Filed July 21, 1978)

OPINION AND ORDER

By this application, Bulk Transportation, requests authority to deviate from the provisions of Minimum Rate Tariff 2 in connection with the transportation of mixed poultry feed, in bulk, from Fresno to Oro Grande for Zacky Farms.¹

Applicant cites the following special circumstances:

(1) Zacky Farms unloading facilities are open 24 hours per day, seven days a week; (2) Zacky Farms facilities for overhead gravity loading are available 16 hours per day, five days a week; and (3) applicant has five units a day in the Fresno area completing another haul which are now returning empty.

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

The application was listed on the Commission's Daily Calendar of July 25, 1978. No objection to the granting of the application has been received.

¹Applicant proposes a rate of \$8.50 per ton, minimum weight 26 tons. The current minimum rate for this transportation is 100 cents per 100 pounds, minimum weight 50,000 pounds.

In the circumstances, the Commission finds that 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 and the effective date of this order should be the date hereof because there is an immediate need for this rate relief.

IT IS ORDERED that:

1. Bulk Transportation 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 19th day of SEPTEMBER, 1978.

President
William Lyons Jr.

Verion L. Stinson

Richard D. Goodell

Clare J. DeWitt
Commissioners

Commissioner Robert Batinovich, being necessarily absent, did not participate in the disposition of this proceeding.

APPENDIX A

Carrier: Bulk Transportation
Shipper: Zacky Farms
Commodity: Mixed poultry feed
From: Fresno
To: Oro Grande
Rate: \$8.50 per ton, 26 tons minimum weight

Conditions:

1. 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.
2. Applicant has not indicated that subhaulers will be engaged. If subhaulers are employed, they shall be paid no less than the rates authorized herein without any deduction for use of applicant's trailing equipment.
3. In all other respects, the rates and rules in Minimum Rate Tariff 2 shall apply.

(END OF APPENDIX A)