

Decision No. 89543 OCT 17 1978

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Western Motor )  
Tariff Bureau, Inc. under the )  
Shortened Procedure Tariff Docket )  
to publish for and on behalf of )  
its participating carriers tariff) provisions resulting in increases )  
because of proposed increase in )  
specified hourly rates. In Item )  
No. 450 of Local Freight and Ex- )  
press Tariff No. 18, Cal. P.U.C. )  
No. 24. )

Shortened Procedure  
Tariff Docket  
Application No. 58317  
(Filed August 24, 1978)

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., Agent, seeks authority, on behalf of all carriers participating in its Local Freight and Express Tariff No. 18, Cal. P.U.C. No. 24 (except Acme Transportation, Inc.), to increase the rates as published in Item 450 of said tariff.

Tariff No. 18 contains rates and rules filed for and on behalf of petroleum irregular route carriers for the transportation of bulk petroleum products, as set forth in the Commission's Minimum Rate Tariff 6-B. Rates in Item 450 have been in effect since the original tariff was established for the carriers now participating in Tariff No. 18. Item 450 contains hourly rates for the transportation of petroleum products in circumstances where it has been found impractical for common carriers to assess charges based upon other published rates in the tariff. There are no comparable provisions in the Commission's Minimum Rate Tariff 6-B applicable to petroleum products in bulk in tank truck vehicles.

The hourly rates published in Item 450 may be assessed only when the shipper or consignee specifically requests such services. The charges accruing under these hourly rates must equal or exceed the 1) distance commodity rates, 2) special commodity rates, 3) specific commodity rates, or 4) vehicle unit rates (whichever is applicable) on a similar shipment. The permissive

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use of the hourly rates provides reasonable compensation for the carrier for the special services rendered.

The application was listed on the Commission's Daily Calendar of August 30, 1978. No objection to the granting of the application has been received.

In the circumstances, the Commission finds that the proposed increases in applicant's rates are justified. A public hearing is not necessary. The Commission concludes that the application should be granted as set forth in the ensuing order.

IT IS ORDERED that:

1. Western Motor Tariff Bureau, Inc., Agent, on behalf of all carriers (except Acme Transportation, Inc.) participating in its Local Freight and Express Tariff No. 18, Cal. P.U.C. No. 24, is hereby authorized to publish increases in Item 450, as specifically proposed in Application 58317 and by this reference made a part hereof.

2. 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.

3. 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 17<sup>th</sup>  
day of OCTOBER, 1978.

President

William J. Quinn

Verizon S. Sturgeon

Richard D. Gwale

Clair T. Deshale

Commissioners

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