

Decision No. 89740, DEC 12 1978

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application )  
of FLOWERS TRANSPORTATION, INC., )  
a California corporation, for )  
authority to deviate from minimum )  
rates for the transportation of )  
LUMBER and FOREST PRODUCTS AND )  
WOOD PRODUCTS, for AMERICAN FOREST )  
PRODUCTS CORPORATION, Shipper, )  
pursuant to Section 3666 of the )  
Public Utilities Code. )

Application No. 58408  
(Filed October 16, 1978)

OPINION AND ORDER

By this application, Flowers Transportation, Inc., a California corporation, requests authority to deviate from the provisions of Minimum Rate Tariff 2 in connection with the transportation of lumber, forest products and wood products, as described in List B, Item 685 of Minimum Rate Tariff 2, from Foresthill to Stockton for American Forest Products Corporation.

Applicant states there is a new segment to the "Auburn-Foresthill Road" that connects with Interstate 80 two miles east of Auburn. This segment is not provided for in Distance Table 8. This new segment of road provides a saving in time and operating costs over the old segment of road (now called the "Old Auburn-Foresthill Road").

According to applicant this new segment of the road consists in part of a bridge that spans a canyon and the North Fork of the American River. Due to this new segment of highway, the driving time from Foresthill to Stockton has been reduced from three hours to two hours.

The proposed rate of \$160 per truckload equals a rate of 32 cents per 100 pounds for a 50,000-pound shipment. The present rate of 34 cents per 100 pounds equals \$170 per truckload for a 50,000 pound shipment.

Applicant states that the service is presently being performed by company-owned trucks and it is anticipated that the move will consist of approximately eight loads per day.

Applicant contends that the shipper will give them a contract for one year with an option to renew.

Applicant further states that the equipment to be used for this haul will be based at applicant's terminal in Auburn just 18 miles from Foresthill and situated along the route over which the freight will be moving.

Applicant avers that this deviation will secure additional business for the "for-hire" trucking industry and the carrier will benefit by increased productivity through better utilization of his equipment.

The petition was listed on the Commission's Daily Calendar of October 17, 1978. No objection to the granting of the application has been received.

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. Flowers Transportation, Inc., 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 and subject to the conditions 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.

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The effective date of this order is the date hereof.

Dated at San Francisco, California, this 12th day  
of DECEMBER, 1978.

I dissent.  
William Squires Jr.

Robert Batwinich  
President

Yvonne L. Sturgeon  
Robert W. Howell  
Clair T. DeBorja  
Commissioners

APPENDIX A

Carrier: Flowers Transportation, Inc.

Shipper: American Forest Products Corporation.

Commodities: Lumber and forest products as described in List B of Item 685 of Minimum Rate Tariff 2 from Foresthill to Stockton.

Rate: \$160.00 per truckload, minimum weight 50,000 pounds.

Conditions:

1. Shipments shall be power loaded by consignor and power unloaded by consignee.
2. Applicant has indicated that subhaulers will not be engaged. Therefore, if subhaulers are employed, they shall be paid no less than the rate 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)