

Decision No. 89842 JAN 4 1979

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Hatfield Trucking )  
Service, Inc. under the Shortened )  
Procedure Tariff Docket to pub- )  
lish tariff provisions resulting )  
in increases because of proposed )  
transfer of applicant's rates to )  
Western Motor Tariff Bureau, Inc. )  
from another tariff bureau. )

Shortened Procedure  
Tariff Docket  
Application No. 58417  
(Filed October 18, 1978)

OPINION AND ORDER

By this application, Hatfield Trucking Service, Inc. requests authorization to cancel its participation from tariffs issued by John T. Reed, Tariff Publishing Officer, Pacific Coast Tariff Bureau, Agent (PCTB)<sup>1</sup> and, concurrently with the proposed cancellation, to participate in certain tariffs issued by Western Motor Tariff Bureau, Inc. (WMTB).<sup>2</sup>

Applicant states that it would be in its best interest to transfer from issues of PCTB to issues of WMTB. Applicant has also determined that a number of advantages will accrue as a result of the proposed transfer. Applicant points out that due to inherent differences between tariffs issued by PCTB and tariffs issued by WMTB, some increases may result in the transfer. Any such increases will not increase applicant's California intrastate gross revenue by as much as one percent.

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<sup>1</sup>The PCTB tariffs are: Exception Sheet No. 1, Cal. P.U.C. No. 4; Scope of Operating Rights, Freight Tariff No. 14, Cal. P.U.C. No. 16; and Local, Joint and Proportional Freight Tariff No. 16-A, Cal. P.U.C. No. 1.

<sup>2</sup>The WMTB tariffs are: Scope of Operations and Participating Carrier Tariff No. 100, Cal. P.U.C. No. 3; Local, Joint and Proportional Freight and Express Tariff No. 111, Cal. P.U.C. No. 15; Exception Sheet No. 1-B, Cal. P.U.C. No. 34; and Points Directory No. 1-A, Cal. P.U.C. No. 25.

Applicant declares that a substantial portion of the certificated motor carriers in California operate under rates published in issues of WMTB, and contends that it desires to become a party to these tariffs to be in a competitive position with the majority of other common carriers.

Copies of the application were furnished to California Trucking Association, John T. Reed, Pacific Coast Tariff Bureau and Western Motor Tariff Bureau, Inc. on or about October 9, 1978. The application was listed on the Commission's Daily Calendar of October 19, 1978. No objection to the granting of the application has been received.

Although we are not persuaded by the rationale provided by applicant, we feel the application should be granted on other grounds. The agreement governing the operation of WMTB permits the addition of new parties without restriction. This agreement was approved by the Commission under Public Utilities Code, Section 496 in Decision No. 83991. We are granting this application upon the basis of our prior approval of the WMTB agreement without reconsideration of whether it continues to be in the public interest. The fundamental issues of whether the WMTB agreement continues to be in the public interest in its present form, and whether it should continue to receive Commission approval under Section 496 are presently under consideration in Case 10368, our generic investigation into rate bureaus. Hatfield is put on notice that our approval of this application is subject to our further consideration of these fundamental issues in Case 10368.

No public hearing is necessary. The application should be granted as set forth in the ensuing order.

IT IS ORDERED that:

1. Hatfield Trucking Service, Inc. is authorized to have its participation canceled from tariffs issued by John T. Reed, Tariff Publishing Officer, Pacific Coast Tariff Bureau, Agent, and to have its participation added to certain tariffs issued by Western Motor Tariff Bureau, Inc., Agent, as specifically proposed in the application.

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 effective date of the Pacific Coast Tariff Bureau tariff publications authorized herein shall be concurrent with the effective date of the Western Motor Tariff Bureau, Inc., tariff publications authorized herein.

4. The authority granted by the order herein shall expire unless exercised within ninety days after the effective date of this order.

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

Dated at San Francisco, California, this 4th  
day of JANUARY, 1979.

Rolund Bateman  
President  
Robert W. Smith  
Clare T. DeLuca

Commissioners