

HAH/MH

Decision No. 89877 JAN 16 1979

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  
No. 1038  
(Filed November 27, 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 this petition, the California Trucking Association requests that the Commission extend until January 31, 1980, the expiration date of Items 897 and 897.1 of MRT 2.

Petitioner states that the "Truckload Efficiency Services" rates and related provisions shown in Items 897 and 897.1 were established on an experimental basis to enable a period of shipper and carrier use and exposure to the new concept, prior to evaluating the need for further revision. The intervening period indicates that the provisions have been mutually beneficial and that other modifications may be desirable; however, additional time is needed for the parties to formalize these modifications. Relief from the long- and short-haul provisions of Section 461.5 of the Public Utilities Code is also sought.

The petition was listed on the Commission's Daily Calendar of November 29, 1978. No objection to the granting of the petition has been received.

In the circumstances, the Commission finds that petitioner's proposal is reasonable and the resulting 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 and that to prevent expiration of these rates the effective date of this order should be the date hereof.

IT IS ORDERED that:

1. Minimum Rate Tariff 2, Appendix D of Decision 31606, as amended is further amended by incorporating therein, to become effective February 1, 1979, First Revised Page 66-N-63, First Revised Page 66-N-64, First Revised Page 66-N-65 and First Revised Page 66-N-66.
2. Common carriers subject to the Public Utilities Act, to the extent that they are subject also to Decision 31606, as amended, are hereby authorized to establish in their tariffs the amendments necessary to conform with the further adjustments ordered by this decision.
3. Tariff publications authorized to be made by common carriers as a result of this order may be effective not earlier than February 1, 1979, and may be made effective on not less than ten 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 amendments 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 amendments published under this authority shall make reference to the prior orders authorizing long- and short-haul departures and to this order.
5. In all other respects, Decision 31606, as amended, shall remain in full force and effect.

6. The Executive Director shall serve a copy of this decision on every common carrier, or such carriers' authorized tariff publishing agents, performing transportation services subject to Minimum Rate Tariff 6-B.

7. The Executive Director shall serve a copy of each of the tariff amendments on each subscriber to Minimum Rate Tariff 2.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 16th  
day of JANUARY, 1979.

*Robert B. Turner*

President

*Charles D. Gault*

*Clare J. DeWich*

Commissioners

SECTION 3-B--VOLUME INCENTIVE SERVICE (Continued)	ITEM
<p>VOLUME INCENTIVE SERVICE                      EXCEPTIONS TO GOVERNING CLASSIFICATION AND                      EXCEPTION RATINGS TARIFF</p>	
<p>TRUCKLOAD EFFICIENCY SERVICE                      APPLICATION OF RATES</p> <p>Charges applicable in connection with shipments transported under provisions hereof must be fully paid by the consignor, subject to the following conditions:</p> <ol style="list-style-type: none"> <li>The provisions of this item apply only when the bill of lading is annotated by the shipper with the words:                              "TRUCKLOAD EFFICIENCY SERVICE REQUESTED"                              By such request the shipper agrees to the requirements of this item as a pre-requisite to application of the provisions hereof.</li> <li>The shipment must be loaded with power equipment, transported and unloaded with power equipment from the same single unit of carrier's equipment.</li> <li>An allowance of one and one-half (1½) hours free time for loading and one and one-half (1½) hours free time for unloading shall be made in connection with each unit of carrier's equipment used. Excess loading or unloading time will be charged for at rates named in Item 145 of this tariff. Time shall be computed from actual or shipper-designated time of arrival of carrier's equipment at place of loading or unloading, whichever is later, until loading or unloading is completed and carrier's equipment is released. For purposes of applying the provisions of this item, "place of loading or unloading" means the particular street address or other designation of a factory, store, warehouse or place of business.</li> <li>Rates applicable in connection with shipments transported under provisions hereof include the services of a single carrier employee (driver) for each shipment. Physical assistance of this employee is restricted to work within or on carrier's equipment and does not include stacking, unstacking, removal or placement of merchandise on pallets. The carrier or his employee may not engage or pay for the services of helpers or other parties under any circumstances.</li> </ol> <p>(Continued on following page)</p>	<p>6(E)                      H97</p>
<p>600(E) Expires with January 31, 1980.</p> <p>6 Change )                      6 Increase ) Decision No. <b>89877</b>                      6 Reduction )</p>	
<p>EFFECTIVE FEBRUARY 1, 1979</p>	
<p>ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA,                      SAN FRANCISCO, CALIFORNIA.</p> <p>Correction</p>	

MINIMUM RATE TARIFF 2

SECTION 3-B--VOLUME INCENTIVE SERVICE (Continued)	ITEM																										
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TRUCKLOAD EFFICIENCY SERVICE (Continued) APPLICATION OF RATES																											
<p>5. The carrier's maximum liability in connection with shipments transported under rates in this item shall be one-half (1/2) of actual value or 50 cents per pound, per article, whichever is less.</p> <p>6. Mixed shipments shall be charged for at the rate applicable to the highest rated commodity in the shipment.</p> <p>7. Rates in this item may not be used in combination with any other rates, except as authorized herein.</p> <p>8. Except as provided in individual items, rates in this item will not apply in connection with shipments accorded services provided in the following items:</p> <table border="0" data-bbox="375 840 1195 1139"> <tr><td>a) Item 85-----</td><td>Shipments Transported in Multiple Lots</td></tr> <tr><td>b) Item 110-----</td><td>Deductions</td></tr> <tr><td>c) Item 124-----</td><td>Escort Service</td></tr> <tr><td>d) Item 128-----</td><td>Permit Shipments</td></tr> <tr><td>e) Item 140-----</td><td>Accessorial Services</td></tr> <tr><td>f) Item 142-----</td><td>Delays to Equipment</td></tr> <tr><td>g) Item 143-----</td><td>Delays to Equipment on Whole Grain</td></tr> <tr><td>h) Item 144-----</td><td>Delays to Equipment on Lumber</td></tr> <tr><td>i) Items 160-163-----</td><td>Split Pickup</td></tr> <tr><td>j) Items 170-173-----</td><td>Split Delivery</td></tr> <tr><td>k) Item 181-1-----</td><td>Special C.O.D. Service</td></tr> <tr><td>l) Item 182-----</td><td>Collect on Delivery (C.O.D.) Shipments</td></tr> <tr><td>m) Item 188-----</td><td>Multiple Service Shipments</td></tr> </table> <p>9. Applies with Item 896 (Multiple Utilization of Equipment).</p> <p>10. The provisions of this item will not apply in connection with shipments transported in bulk. For purposes of applying the provisions of this item, BULK means in bins having a capacity of not less than 40 cubic feet but not in bags, sacks, packages or other containers.</p> <p>11. The charge for service under the provisions of this item shall be determined by assessing the truckload rate applicable to the commodity or commodities in the shipment as set forth in Item 897.1 (Truckload Efficiency Service Rates).</p> <p style="text-align: center;">(Continued on following page)</p>	a) Item 85-----	Shipments Transported in Multiple Lots	b) Item 110-----	Deductions	c) Item 124-----	Escort Service	d) Item 128-----	Permit Shipments	e) Item 140-----	Accessorial Services	f) Item 142-----	Delays to Equipment	g) Item 143-----	Delays to Equipment on Whole Grain	h) Item 144-----	Delays to Equipment on Lumber	i) Items 160-163-----	Split Pickup	j) Items 170-173-----	Split Delivery	k) Item 181-1-----	Special C.O.D. Service	l) Item 182-----	Collect on Delivery (C.O.D.) Shipments	m) Item 188-----	Multiple Service Shipments	<p>6(E) 897 (Con- tin- ued)</p>
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Correction

SECTION 3-B--VOLUME INCENTIVE SERVICE (Continued)							ITEM
TRUCKLOAD EFFICIENCY SERVICE RATES In Cents Per 100 Pounds							
MILES		MINIMUM WEIGHT 50,000 Pounds per each single unit of carrier's equipment utilized in transporting a shipment.					
		Truckload Class Rating, as provided in the Governing Classification, the Exception Ratings Tariff or this Tariff.					
Over	But Not Over	35 or Higher	35.1	35.2	35.3	35.4	
0	3	34	30	27½	27	26	
3	5	35	31	28½	28	27½	
5	10	36	32	29½	29	28½	
10	15	37	34	31	30	29½	
15	20	39	36	32	31	31	
20	25	41	38	34	33	32	
25	30	42	39	36	34	33	
30	35	43	40	37	35	34	
35	40	45	42	39	36	35	
40	45	47	43	40	38	36	ø(E) 897.1
45	50	49	45	41	39	38	
50	60	51	47	43	41	40	
60	70	54	50	46	43	41	
70	80	57	53	49	46	42	
80	90	60	56	51	48	44	
90	100	63	58	54	50	47	
100	110	66	60	56	52	49	
110	120	69	63	58	54	50	
120	130	72	66	60	56	52	
130	140	74	68	63	58	54	
140	150	77	71	65	60	56	
150	160	80	73	67	62	57	
160	170	82	75	69	64	59	
170	180	84	78	71	65	61	
180	190	87	80	73	67	63	

(Continued on following page)

øøø(E) Expires with January 31, 1980.

ø Change )  
 ø Increase ) Decision No. **89877**  
 ø Reduction )

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Correction

MINIMUM RATE TARIFF 2

SECTION 3-B--VOLUME INCENTIVE SERVICE (Continued)							ITEM
TRUCKLOAD EFFICIENCY SERVICE RATES (Continued) In Cents Per 100 Pounds							
MILES		MINIMUM WEIGHT 50,000 Pounds per each single unit of carrier's equipment utilized in transporting a shipment.					
		Truckload Class Rating, as provided in the Governing Classification, the Exception Ratings Tariff or this Tariff.					
Over	But Not Over	35 or Higher	35.1	35.2	35.3	35.4	
190	200	90	82	76	69	65	
200	220	95	87	80	73	68	
220	240	99	91	83	76	71	
240	260	103	95	87	80	73	
260	280	107	98	90	83	76	
280	300	112	103	93	87	80	600(E) 897.1 (Con- clud- ed)
300	325	116	107	98	90	83	
325	350	121	112	103	94	87	
350	375	127	116	107	98	90	
375	400	131	121	111	101	93	
400	425	136	125	115	105	97	
425	450	139	129	119	108	100	
450	475	144	132	122	112	103	
475	500	148	136	125	115	106	
500	525	152	139	129	117	108	
525	550	155	144	132	121	112	
550	575	160	147	135	123	114	
575	600	163	149	137	127	116	
600	625	166	152	139	129	119	
625	650	170	154	141	131	121	

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