

Decision No. 89888 ; 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, in)
bulk, of agricultural products)
and related articles statewide)
as provided in Minimum Rate)
Tariff 14-A and the revisions or)
reissues thereof.)

Case No. 7857

SUPPLEMENTAL OPINION AND ORDER

Decision 89882, entered today in Case 5432, et al., authorized amendment of Minimum Rate Tariffs 1-B, 2, 7-A, 8-A, 9-B, 14-A, 15 and 19 to cover transportation by agricultural carriers. The decision also provided that Minimum Rate Tariff 14-A should be amended by separate order to avoid duplication of tariff distribution.

IT IS ORDERED that:

1. Minimum Rate Tariff 14-A (Appendix A of Decision 67397, as amended) is hereby further amended by incorporating therein, to become effective February 1, 1979, Sixth Revised Title Page and Twenty-first Revised Page 4 attached hereto and by this reference made a part hereof.
2. The rates, charges and rules set forth in Minimum Rate Tariff 14-A are established and approved as the just, reasonable and nondiscriminatory minimum rates and charges to be assessed, charged and collected, and the rules to be observed by all agricultural carriers as defined in the Highway Carriers' Act for the transportation of unprocessed agricultural commodities in carrier's equipment between the points for which rates are provided in said tariff.
3. In all other respects Decision 67397, as amended, shall remain in full force and effect.

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4. 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 14-A.

5. The Executive Director shall serve a copy of each of the tariff amendments on each subscriber to Minimum Rate Tariff 14-A.

This order shall become effective on the date hereof.

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

Robert B. Brown
President
Robert W. Marshall
Clair T. DeBrich

Commissioners

MINIMUM RATE TARIFF 14-A
NAMING
MINIMUM RATES AND RULES
FOR THE
TRANSPORTATION, IN BULK, OF
AGRICULTURAL COMMODITIES AND
RELATED ARTICLES
NAMED HEREIN
OVER THE PUBLIC HIGHWAYS WITHIN THE
STATE OF CALIFORNIA
BY
RADIAL HIGHWAY COMMON CARRIERS
HIGHWAY CONTRACT CARRIERS
AND
AGRICULTURAL CARRIERS

The original tariff contains rates and rules established in Decision No. 67397 in Case No. 7857. Changes will be made by issuing revised or added pages or by issuing supplements.

Expiration date on Agricultural Carriers eliminated, Decision No.

89888

EFFECTIVE FEBRUARY 1, 1974
(Original Tariff Effective July 25, 1964)

Correction

SECTION 1--RULES OF GENERAL APPLICATION	ITEM
<p style="text-align: center;">DEFINITION OF TECHNICAL TERMS (Items 10 and 11)</p> <p>**CARRIER means a radial highway common carrier, a highway contract carrier or an agricultural carrier as defined in the Highway Carriers' Act.</p> <p>CARRIER'S EQUIPMENT means any motor truck or other self-propelled highway vehicle, trailer, semitrailer, or any combination of such highway vehicles operated by the carrier.</p> <p>CHAIN FLOOR TRAILERS means an open top, rear door trailer with a smooth floor, and power driven sprocket-mounted chains (right, left and center) extending the length of the trailer just above the floor. The chains have evenly spaced angular metal slats permanently affixed (ladder like in appearance) extending the width of the trailer. (This chain unit has the appearance of a conveyor, about 12 inches in height).</p> <p>COMMISSION means the Public Utilities Commission of the State of California.</p> <p>COMMON CARRIER RATE means any intrastate rate or rates of any common carrier or common carriers, as defined in the Public Utilities Act, lawfully on file with the Commission and in effect at time of shipment.</p> <p>CONSIGNEE means the person, firm or corporation shown on the shipping document as the party to whom the property is physically delivered by the carrier.</p> <p>CONSIGNOR means the person, firm or corporation shown on the shipping document as the party who physically delivers the property to the carrier for transportation.</p> <p>DEBTOR means the person obligated to pay the freight charges to the carrier, whether consignor, consignee, or other party.</p> <p>DISTANCE TABLE means Distance Table 8 issued by the Commission.</p> <p>END DUMP TRAILER means any carrier's equipment which discharges its load by gravity through the back end of the equipment.</p> <p>GOVERNING CLASSIFICATION means National Motor Freight Classification NMF 100-K, including supplements thereto or reissues thereof when the provisions of such supplements or reissues have been approved by the Commission.</p> <p>HOLIDAYS mean New Year's Day (January 1), Washington's Birthday (the third Monday in February), Memorial Day (the last Monday in May), Fourth of July, Labor Day (the first Monday in September), Thanksgiving Day, the day after Thanksgiving, December 24 and Christmas Day (December 25). When a holiday falls on Sunday, the following Monday shall be considered as a holiday.</p> <p>IN BULK means not in bags, sacks, packages, or other containers, except bins, or except containers otherwise specified.</p> <p>INDEPENDENT-CONTRACTOR SUBHAULER means any carrier who renders service for a principal carrier, for a specified recompense, for a specified result, under the control of the principal as to the result of the work only and not as to the means by which such result is accomplished.</p> <p>PNEUMATIC EQUIPMENT means any carrier's equipment which discharges its load by pneumatic (induction of air used to speed gravitation) means that are an integral part of the carrier's equipment.</p> <p>POINT OF DESTINATION means the location at which property is delivered to the consignee or his agent. All points within a single storage yard or structure, or within a single plant or receiving area of one consignee, shall be considered as one point of destination. A plant or receiving area of one consignee shall include only contiguous property which shall not be deemed separate if intersected only by public street or thoroughfare.</p> <p style="text-align: center;">(Continued in Item 11)</p>	10
<p>** Expiration date on Agricultural Carrier eliminated, Decision No.</p>	89888
EFFECTIVE FEBRUARY 1, 1979	
ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.	

Correction