

Decision No. 89925 JAN 30 1979

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of COMMERCIAL CARRIERS, INC. for)
authority to deviate from the)
minimum charge provision in)
Section 3, Item 400, of Minimum)
Rate Tariff No. 12-A in connec-)
tion with the transportation of)
automobiles for Volkswagen of)
America, Inc. between its Carson,)
California facility and)
California points.)

Application No. 58336
(Filed September 1, 1978)

WMA

INTERIM OPINION AND ORDER

Commercial Carriers, Inc., a corporation, operates as a highway common carrier in connection with the transportation of motor vehicles between various points in the State of California and as a highway permit carrier of general commodities. By this application, it seeks authority under Section 3666 of the Public Utilities Code to assess some rates less than those set forth in Minimum Rate Tariff 12-A. The proposal will produce rates less than minimum only on tenders of less than 150 miles or when less than three vehicles are transported. When more than three vehicles are tendered or when shipments are over 150 miles, the entire rate scheme will actually exceed the minimum rates. Applicant proposes to apply the rates to the transportation of passenger and freight motor vehicles for Volkswagen of America, Inc. from Carson to points in California.

Applicant alleges that the proposed rates are basically a duplication of the rates it currently has on file for interstate operations. Applicant avers that the proposed rates would offer an incentive to tender smaller shipments over shorter distances and would definitely benefit the shipper.

Revenue and expense data submitted by applicant were limited. The transportation and rates are similar to other transportation conducted by applicant; therefore, it appears that the involved transportation may reasonably be expected to be profitable during the ensuing year.

The application was listed on the Commission's Daily Calendar of September 6, 1978. No objection to the granting of the application has been received.

In the circumstances, the Commission finds that:

1. The cost data are sufficient to determine that the proposed charges are reasonable, ~~on an interim basis~~, for transportation performed by applicant. *WJ*
2. Applicant shall develop detailed ~~cost~~ cost data for the aforementioned transportation during the ~~interim~~ period of this authority for presentation at renewal of this authority. *WJ*
3. The effective date of this authority shall be the date hereof because there is an immediate need for this rate relief.

IT IS ORDERED that:

1. Commercial Carriers, Inc., a corporation, is hereby authorized to depart from the provisions of Minimum Rate Tariff 12-A as more particularly set forth in Appendix A, attached hereto and by this reference made a part hereof.
2. Commercial Carriers, Inc. shall provide the Commission with the data specified in Finding 2 hereof and shall retain and preserve copies of its freight bills, subject to the Commission's inspection for a period of not less than three years from the date of issuance thereof. ~~and each such copy of its freight bills shall have attached a statement of the charges which would have been assessed if the minimum rates had been applied and full information necessary for accurate determination of the charges under Minimum Rate Tariff 12-A.~~ *WJ*

3. 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.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 30th day of JANUARY, 1979.

Richard D. Gould
President

Vernon L. Sturgeon

Walter J. DeWitt

Commissioners

Commissioner John E. Bryson

Present but not participating.

Commissioner Leonard M. Grimes, Jr.

Present but not participating.

APPENDIX A

Carrier: Commercial Carriers, Inc.
 Commodity: Freight or Passenger Vehicles
 Origin: Volkswagen of America, Inc., Carson, California
 Destination: To points in California
 Rates: In Dollars Per Vehicle

- Column 1. Freight or passenger vehicles not exceeding sixty-four (64) inches in height.
- Column 2. Freight or passenger vehicles exceeding sixty-four (64) inches, but not more than eighty-two (82) inches in height.
- Column 3. Freight or passenger vehicles exceeding eighty-two (82) inches in height.

MILES			COLUMN			MILES			COLUMN		
Over	But Not Over		1	2	3	Over	But Not Over		1	2	3
0	5	14.00	21.00	28.00	425	450	94.75	142.15	189.50		
5	10	15.00	22.50	30.00	450	475	99.50	149.25	199.00		
10	15	16.00	24.00	32.00	475	500	104.00	156.00	208.00		
15	20	17.00	25.50	34.00	500	525	108.75	163.15	217.50		
20	25	17.75	26.65	35.50	525	550	113.25	169.90	226.50		
25	30	18.75	28.15	37.50	550	575	118.00	177.00	236.00		
30	35	19.50	29.25	39.00	575	600	122.50	183.75	245.00		
35	40	20.50	30.75	41.00	600	625	127.50	191.20	255.00		
40	45	21.25	31.90	42.50	625	650	131.75	197.65	263.50		
45	50	22.25	33.40	44.50	650	675	136.70	205.05	273.40		
50	60	24.00	36.00	48.00	675	700	141.00	211.50	282.00		
60	70	26.00	39.00	52.00	700	725	145.75	218.65	291.50		
70	80	27.75	41.65	55.50	725	750	150.25	225.40	300.50		
80	90	29.75	44.65	59.50	750	775	155.00	232.50	310.00		
90	100	31.50	47.25	63.00	775	800	159.50	239.25	319.00		
100	110	33.25	49.90	66.50	800	825	164.00	246.00	328.00		
110	120	35.00	52.50	70.00	825	850	168.50	252.75	337.00		
120	130	36.75	55.15	73.50	850	875	173.00	259.50	346.00		
130	140	38.50	57.75	77.00	875	900	177.50	266.25	355.00		
140	150	40.25	60.40	80.50	900	925	182.00	273.00	364.00		

MILES			COLUMN			MILES			COLUMN		
<u>Over</u>	<u>But Not Over</u>	1	2	3	<u>Over</u>	<u>But Not Over</u>	1	2	3		
150	160	42.00	63.00	84.00	925	950	186.50	279.75	373.00		
160	170	43.75	65.65	87.50	950	975	191.00	286.50	382.00		
170	180	45.75	68.65	91.50	975	1000	195.50	293.25	391.00		
180	190	47.50	71.25	95.00	1000	1025	200.00	300.00	400.00		
190	200	49.25	73.90	98.50	1025	1050	204.50	306.75	409.00		
200	220	52.75	79.15	105.50	1050	1075	209.00	313.50	418.00		
220	240	56.50	84.75	113.00	1075	1100	213.50	320.25	427.00		
240	260	60.75	90.00	121.50	1100	1125	218.00	327.00	436.00		
260	280	63.75	95.65	127.50	1125	1150	222.50	333.75	445.00		
280	300	67.25	100.90	134.50	1150	1175	227.00	340.50	454.00		
300	325	71.75	107.65	143.50	1175	1200	231.50	347.25	463.00		
325	350	76.25	114.40	152.50							
350	375	81.00	121.50	162.00							
375	400	85.50	128.25	171.00							
400	425	90.00	135.00	180.00							

Conditions:

1. Applicant has not indicated that subhaulers will be engaged. If subhaulers are employed, they shall be paid not less than the rates authorized herein without any deduction for use of applicant's trailing equipment.
2. Split pickup and split delivery services will not be accorded, nor will any other service be accorded which may be inconsistent with the application of a single factor rate.
3. In all other respects, the rates and rules in Minimum Rate Tariff 12-A shall apply.

(END OF APPENDIX A)