

ORIGINAL

Decision No. 90037 FEB 27 1979

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Western Motor)	
Tariff Bureau, Inc., under the)	
Shortened Procedure Tariff Doc-)	Shortened Procedure
ket to publish for and on behalf)	Tariff Docket
of J. D. Drayage Co., tariff)	Application No. 58610
provisions resulting in increases))	(Filed January 19, 1979)
because of the publication of a)	
rule providing for full utiliza-)	
tion of carrier's equipment.)	

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., Agent (WMTB), seeks authority on behalf of J. D. Drayage Co. (JDDR), to allow carrier to become a party to Item No. 298 of WMTB Local, Joint and Proportional Freight and Express Tariff No. 111, Cal. P.U.C. No. 15 (Tariff 111), and concurrent with its participation in Item No. 298, cancel its participation in Item No. 395.

Applicant avers that JDDR is handling a substantial quantity of high cubic volume, low density freight wherein adequate revenue from the full utilization of carrier's equipment rule is not being achieved. Both Item Nos. 298 and 395 of Tariff 111 deal with full utilization of equipment. Item No. 395 essentially provides that the carrier will not be paid any less for a unit of equipment than he would obtain from the transportation of a truckload of the same commodity, with such truckload maximum being determined either in accordance with the governing exception sheet or governing classification. On the other hand, Item No. 298 to which JDDR wishes to be transferred, establishes a higher minimum charge for full utilization of equipment in connection with equipment of higher capacity.

Applicant cites as an example, a commodity may have a classification minimum of 24,000 pounds per truckload and the carrier would only be able to assess the applicable rate on 24,000 pounds under Item No. 395; whereas his equipment may be capable of transporting 40,000 pounds, thereby placing the carrier in a situation where considerable revenue is lost. This difference in revenue is not as important to many carriers who are not involved in the transportation of low density, high cubic volume freight and hence do not have the problem which has confronted JDDR. Applicant carrier is of the opinion that a latent threat currently exists to its present and future revenues and that the proposed rule would provide additional revenues to JDDR to help it maintain a sound, economical transportation system.

Applicant has been informed by JDDR that in the event this application is granted and tariff publications are made, JDDR would expect to increase its annual gross revenue by approximately \$5,000. The increases resulting from the proposal herein would not increase JDDR's California intrastate gross revenue by as much as one percent and, as such, are within the President's wage-price guidelines.

The application was listed on the Commission's Daily Calendar of January 22, 1979. No objection to the granting of the application has been received.

In the circumstances, the Commission finds that the proposed changes are justified. A public hearing is not necessary. The Commission concludes that the application should be granted as set forth in the ensuing order.

IT IS ORDERED that:

1. Western Motor Tariff Bureau, Inc., Agent, on behalf of J. D. Drayage, Co., is hereby authorized to publish in its Local, Joint and Proportional Freight and Express Tariff No. 111, Cal. P.U.C. No. 15, the amendments as specifically set forth in its application.

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

This order shall become effective thirty days after the date hereof.

Dated at San Francisco, California, this 27th day of FEBRUARY, 1979.

John E. Byrne
President
Vernon L. Sturgeon
Richard H. Swale
Clair T. Darling
Edward H. Jensen
Commissioners