

HEC/FS

Decision No. 93083 MAR 13 1979

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Clyde Griffith,)
doing business as Griffith Truck-)
ing, for authority under Section)
3666 of the Public Utilities Code)
of the State of California to)
deviate from the minimum rates for)
the transportation of Hot Asphalt,)
in tank vehicles, for Industrial)
Asphalt, a Division of Gulf Oil)
Corporation.)

Application No. 58620
(Filed January 23, 1979)

OPINION AND ORDER

By this Application, Clyde Griffith, an individual, doing business as Griffith Trucking, operating as a petroleum contract carrier, seeks authority to depart from the minimum rates in Minimum Rate Tariff 6-B (MRT 6-B) for the transportation of hot asphalt, in bulk, in tank trucks and tank trailers from the Shell Oil Company refinery at Martinez and Douglas Oil Company's bulk plant at Elk Grove for the account of Industrial Asphalt, Rancho Cordova.

The application shows that the transportation involved is to be performed by a tank truck and connected tank trailer, subject to a 50,000 pound minimum weight, and that the equipment is to be loaded and unloaded by gravity flow. The traffic to Rancho Cordova is currently being transported at the level of the minimum rates as set forth in MRT 6-B.¹

¹The present and proposed rates in cents per ton for representative shipments are:

<u>From</u>	<u>To</u>	<u>Present Rates*</u>	<u>Proposed Rates**</u>
Martinez	Rancho Cordova	920	805
Elk Grove	Rancho Cordova	430	386

*Minimum Weight 48,000 pounds per unit of equipment containing the shipment.

**Minimum Weight 50,000 pounds per unit of equipment containing the shipment.

Griffith Trucking now holds similar authority to deviate from MRT 6-B for the transportation of hot asphalt to other plants of Industrial Asphalt (Decision 81196, dated March 27, 1973 in Application 53502 -- renewed by SDD-745, April 19, 1978). The additional destination, subject of this application, will increase equipment utilization without increasing any costs other than running and labor costs incidental to the added traffic.

The application was listed on the Commission's Daily Calendar of January 25, 1979. No objection to the granting of the application has been received.

Revenue and expense data submitted by applicant indicate that the transportation involved may reasonably be expected to be profitable under the proposed rates.

In the circumstances, the Commission finds that applicant's proposal is reasonable. A public hearing is not necessary. The Commission concludes that the application should be granted as set forth in the ensuing order, and the effective date of this order should be the date hereof because there is an immediate need for this rate relief.

IT IS ORDERED that:

1. Clyde Griffith, an individual, doing business as Griffith Trucking, is authorized to perform the transportation shown in Appendix A attached hereto and by this reference made a part hereof at not less than the rates set forth therein.

2. The authority granted herein shall expire one year after the effective date of this order unless sooner canceled, 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 13th day of MARCH, 1979.

John E. Boyer
President
Deborah L. Sturgeon
Robert A. Gault
Clare J. Friedrich
Donald W. Smith
Commissioners

A. 58620

T-67,949

APPENDIX A

Carrier: Clyde Griffith, dba Griffith Trucking
Shipper: Industrial Asphalt
Commodity: Hot Asphalt, in Bulk
Minimum Weight: 50,000 pounds per unit of equipment containing
the shipment.
Rates: Per Ton.

<u>From</u>	<u>To</u>	
Martinez	Rancho Cordova	\$8.05
Elk Grove	Rancho Cordova	\$3.86

Conditions:

1. Applicant has indicated that subhaulers will not be engaged. Therefore, if subhaulers are employed, they shall be paid not less than the rates authorized herein with no deduction for use of applicant's trailing equipment.
2. In all other respects, the rates and rules in Minimum Rate Tariff 6-B shall apply.

(END OF APPENDIX A)