

Decision No. 90089 ; MAR 13 1979

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Western Motor)	
Tariff Bureau, Inc. under the)	
Shortened Procedure Tariff Docket)	
to publish for and on behalf of)	Shortened Procedure
Di Salvo Trucking Company and)	Tariff Docket
Cargo Carriers Inc., tariff)	Application No. 58653
provisions resulting in increases)	(Filed February 5, 1979)
in rates in WMTB Tariff No. 111,)	
Cal. P.U.C. No. 15 and Tariff)	
No. 106, Cal. P.U.C. No. 11.)	

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., Agent (WMTB) seeks authority on behalf of Di Salvo Trucking Company (DSAL) and Cargo Carriers, Inc. (CARG) to amend WMTB Joint and Proportional Freight Express Tariff No. 111, Cal. P.U.C. No. 15 (WMTB 111) and WMTB Local Freight and Express Tariff No. 106, Cal. P.U.C. No. 11 (WMTB 106).

In support of their request to amend WMTB 106, DSAL cites a traffic flow study illustrating little traffic moving which was rateable under this tariff. Further, a cost study comparing operations rateable under WMTB 106 with statewide operations covered by WMTB 111 showed the same costs being experienced. DSAL seeks to withdraw its participation in all but a few isolated items in WMTB 106 which produce charges exceeding those in WMTB 111. This continued participation in WMTB 106 will ensure that no shipment will be assessed charges lower than the rates provided in the Commission's Minimum Rate Tariff 1-B. DSAL will assess the class rates provided in Section 5 of WMTB 111 for the traffic which it previously had rated under WMTB 106. DSAL in furtherance of tariff simplification seeks to withdraw its participation in Items 4840, 4841 and 4855 of WMTB 111. DSAL has determined that no traffic has been transported under these items and does not anticipate any traffic in the immediate future.

CARG seeks to cancel its participation in Section 11 of WMTB 111. This section contains provisions and rates for shipments requiring the use of low-bed equipment. CARG states, "(T)here has not been any movement of freight requiring low-bed equipment by CARG for several years." CARG, presently, having disposed of most of its low-bed equipment, would have difficulty in providing such service. Low-bed equipment is available to shippers by numerous permitted carriers providing a competitive market exempt from minimum rate regulation.

DSAL estimates that in the event this application is granted, it would increase its annual revenues by approximately \$1,500. There will be no increase in dollar revenue accruing to CARG as a result of this application being granted. In no event would the proposed publications increase the California intrastate gross revenue of DSAL of CARG as much as one percent (1%). The amount of increase is within the President's wage/price guidelines.

The application was listed on the Commission's Daily Calendar of February 7, 1979. No objection to the granting of the application has been received.

In the circumstances, it appears, and the Commission finds, that increases resulting from the proposals herein 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. is hereby authorized, on behalf of Di Salvo Trucking Company, to publish amendments to its Local Joint and Proportional Freight and Express Tariff No. 111, Cal. P.U.C. No. 15, as specifically proposed in the application.
2. Western Motor Tariff Bureau, Inc. is hereby authorized, on behalf of Di Salvo Trucking Company, to publish amendments to its Local Freight and Express Tariff No. 106, Cal. P.U.C. No. 11 as specifically proposed in the application.

3. Western Motor Tariff Bureau, Inc. is hereby authorized, on behalf of Di Salvo Trucking Company, to cancel its participation in Items 4840, 4841 and 4855 of its Local Joint and Proportional Freight and Express Tariff No. 111, Cal. P.U.C. No. 15.

4. Western Motor Tariff Bureau, Inc. is hereby authorized, on behalf of Cargo Carriers, Inc., to cancel its participation in Items 7400, 7410, 7420, 7430, 7440, 7450, 7460, 7470 and 7480 of its Local Joint and Proportional Freight and Express Tariff No. 111, Cal. P.U.C. No. 15.

5. 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 thirty days after the effective date of this order on not less than thirty days' notice to the Commission and to the public.

6. 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 13th day of MARCH, 1979.

John E. Byrne
President
Lawson L. Steegman
Richard D. Howell
Clair J. DeWick
Lawrence J. ...
Commissioners