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Decision No. 90278

MAY 8 1979

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation)
 for the purpose of considering and)
 determining minimum rates for)
 transportation of any and all)
 commodities statewide including,)
 but not limited to, those rates)
 which are provided in Minimum)
 Rate Tariff 2 and the revisions)
 or reissues thereof.)

Case No. 5432

SUPPLEMENTAL OPINION AND ORDER

Decision No. 90277 entered today in Case No. 8808 (Petition 46) provided that Minimum Rate Tariff 2 should be amended to revise the description of commodities subject to Minimum Rate Tariff 18 in connection with the provisions of Item 40 series of Minimum Rate Tariff 2, and that such revision should be accomplished by separate order.

IT IS ORDERED that:

1. Minimum Rate Tariff 2 (Appendix D to Decision No. 31606, as amended) is further amended by incorporating therein, to become effective thirty-nine days after the date hereof, Sixty-ninth Revised Page 14, attached hereto and by this reference made a part hereof.

2. Common carriers subject to the Public Utilities Act, to the extent that they are subject also to Decision No. 31606, as amended, are authorized to establish in their tariffs the amendments necessary to conform with the further adjustments ordered by this decision.

3. Tariff publications authorized to be made by common carriers as a result of this order may be made effective not earlier than thirty-nine days after the date hereof and may be made effective on not less than five days' notice to the Commission and to the public if filed not later than sixty days after the effective date of the minimum rate tariff pages incorporated in this order.

4. Common carriers, in establishing and maintaining the rates authorized by this order, are authorized to depart from the provisions of Section 461.5 of the Public Utilities Code to the extent necessary to adjust long- and short-haul departures now maintained under outstanding authorizations; such outstanding authorizations are hereby modified only to the extent necessary to comply with this order, and schedules containing the rates published under this authority shall make reference to the prior orders authorizing long- and short-haul departures and to this order.

5. In all other respects, Decision No. 31606, as amended, shall remain in full force and effect.

6. 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 2.

7. The Executive Director shall serve a copy of each of the tariff amendments on each subscriber to Minimum Rate Tariff 2.

The effective date of this order shall be thirty days after the date hereof.

Dated at San Francisco, California, this 6th day of MAY, 1979.

John E. Boyer
President
Vernon L. Sturgeon

Commissioner Richard D. Gravelle, being necessarily absent, did not participate in the disposition of this proceeding.

Alvin J. Daniels
Thomas W. Smith
Commissioners

SECTION 1--RULES OF GENERAL APPLICATION (Continued)	ITEM
<p style="text-align: center;">APPLICATION OF TARIFF--COMMODITIES (Continued) (Items 40, 41 and 42)</p> <p>Except as otherwise specifically provided in this tariff, rates named herein apply for the transportation of all commodities except as provided in Paragraphs 1, 2 or 3 below:</p> <p>1. Rates in this tariff will not apply to the transportation of commodities when subject to the rates provided in the following minimum rate tariffs (or successive issues thereof):</p> <ul style="list-style-type: none"> 3-A - Livestock 4-B - Used household goods, personal effects and office, store and institution furniture, fixtures and equipment 6-B - Petroleum and petroleum products, as described, when transported in bulk in tank trucks, tank trailers or tank semitrailers 7-A - Property, as described, when transported in dump truck equipment 8-A - Fresh fruits, fresh vegetables and specified empty containers 10 - Cement and other specified commodities 11-A - Uncrated new furniture 12-A - Motor vehicles, as described in secondary movement by truckaway service 13 - Commodities transported by vacuum-type and pump-type tank vehicles 14-A - Specified agricultural commodities, in bulk 15 - Yearly, monthly, weekly and hourly vehicle unit rates 17-A - Property, as described when transported in dump truck equipment - Southern California 18 - Trailer coaches, campers *and recreational vehicles 20 - Rock, sand and gravel in dump truck equipment - Northern California <p>2. Rates in this tariff will not apply to shipments consisting of the following commodities:</p> <ul style="list-style-type: none"> Accessories, motion picture Adhesive, Adjuvants, Spreaders or Stickers (subject to Note 6) Aluminum Sulfate (subject to Note 6) Automobiles, set up (when rates are not otherwise provided in Minimum Rate Tariff 12-A) Baggage Bodies, automobile, flattened Buttermilk, liquid (subject to Note 1) Carriers (used packages), as described in Items 320 and 321 of the Exception Ratings Tariff, empty returning or forwarded for return loads (subject to Note 2) Cement Clinker Compounds, tree or weed killing (subject to Note 6) Concrete transported in motor vehicles equipped for mechanical mixing in transit Containers, intermodal cargo, viz.: rigid, reusable vans, platforms, or other devices; without wheels; into which property may be loaded for carriage; not less than eighteen feet in length; having corner castings or other hardware which facilitate lifting, stacking, and mounting; furnished or approved by ocean carriers for transportation of property aboard their vessels. This exemption also applies to: (1) the movement of shipper furnished semitrailer chassis when such movement is in connection with the exempt transportation of intermodal cargo containers and (2) movement of electrical generating units when such movement is in connection with the exempt transportation of mechanically refrigerated intermodal cargo containers Cottage Cheese (subject to Note 1) Cotton Cream (subject to Note 1) Directories, telephone Eggs, other than shelled, desiccated or frozen (subject to Note 1) Fertilizers, as described in Items 540, 560 and 580 of the Exception Ratings Tariff Film, motion picture Fruit, dried, unmanufactured and unprocessed (subject to Note 3) Fruit, fresh or green, including dates, fresh, not cold pack nor frozen (when rates are not otherwise provided in Minimum Rate Tariff 8-A) Fruit, which are placed in a preservative and are destined to a cannery for processing into a preserved or pickled fruit Fungicides, agricultural <p style="text-align: right;">(Continued in Item 41)</p>	<p style="text-align: center;">#40</p>
<p> § Change) Decision No. * Addition) </p> <p style="text-align: center; font-size: 1.5em;">90278</p>	
	<p>EFFECTIVE 6/16/79</p>
<p>ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.</p>	

Correction