

Decision No. 90282

MAY 8 1979

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Western Motor	}	
Tariff Bureau, Inc., under Short-	}	
ened Procedure Tariff Docket to	}	
publish for and on behalf of	}	Shortened Procedure
Ruddway Drayage, Inc., provisions	}	Tariff Docket
resulting in increases because	}	Application No. 58666
of the publication of a rule in	}	(Filed February 13, 1979)
connection with charges for	}	
unusual hours of service and	}	
expedited service.	}	

OPINION AND ORDER

Western Motor Tariff Bureau, Inc., Agent, (WMTB) seeks authority on behalf of Ruddway Drayage, Inc., (RUDD) to add RUDD to the provisions of Paragraph (E) Reference C of Item 50 and Reference B of Item 623 WMTB Local, Joint and Proportional Freight and Express Tariff No. 111, Cal. P.U.C. No. 15. The involved provisions provide for extra charges for performing services at unusual hours and/or expedited service.

Applicant states that RUDD, like most other carriers maintains uniform and regular hours of service, and usually such hours are between 8:15 A.M. and 5:15 P.M., Monday through Friday. Applicant indicates that there are occasions when it becomes necessary, at shipper's request, to conduct operations at other than regular working hours and/or to perform expedited service in order to insure delivery of a commodity at a specific time. According to applicant, RUDD is willing to perform this service provided it is compensated for the additional expenses incurred.

Applicant alleges that the proposed charges will not completely reimburse RUDD for its out-of-pocket costs for performing expedited service or service at unusual hours, but it will afford some measure of protection to the carrier and, at the same time, will not result in inequitable or unreasonable charges to the shipping public.

WMTB has been informed by RUDD that the proposed tariff changes would increase its yearly revenue by approximately \$4,000. The increase resulting from the proposal herein would not increase RUDD's California intrastate gross revenue by as much as one percent and, as such, is within the President's wage-price guidelines.

The application was listed on the Commission's Daily Calendar of February 14, 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 Ruddway Drayage, Inc., 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.
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.

(SPT) A. 58666 - HK

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

Dated at San Francisco, California, this 8th day of MAY 4, 1979.

John E. Byron
president
James L. Sturgeon

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

Richard D. Gravelle
James L. Sturgeon
Commissioners