

ORIGINAL

Decision No. 90295 MAY 8 1979

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application)
of Clifford Wilson, an individual)
doing business as C.W. Transpor-)
tation Company, for authority to)
deviate from minimum rates for)
the transportation of boxes,)
fibreboard, paper or pulpboard)
for Menasha Corporation, shipper,)
pursuant to Section 3666 of the)
Public Utilities Code.)

Application No. 58616
(Filed January 22, 1979)

OPINION AND ORDER

By this application, Clifford Wilson, an individual, doing business as C. W. Transportation Company, seeks to deviate from the minimum rates in Minimum Rate Tariff 2 (MRT 2) for the transportation of boxes, paper, paperboard, or pulpboard from the plant of Menasha Corporation, Anaheim.

The application states that applicant is currently experiencing 30 truckloads per month and additional traffic is projected. The applicant seeks to reduce the class ratings of this freight. The applicant proposes to assess the MRT 2 rates based upon the reduced ratings.¹

¹ The present and proposed rates in cents per hundred weight for a representative shipment and mileage is:

<u>Minimum Weight</u>	<u>Present Rates</u> <u>260 Constructive Miles</u>	<u>Proposed Rates</u>
36,000 pounds (Item 508.1)	141 (Class 35)	124 (Class 35.1)
45,000 pounds (Item 895.1)	114 (Class 35.1)	100 (Class 35.2)

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The application describes loading by shipper and unloading by consignee with shipper's facilities available for loading 18 hours each day. Applicant seeks to retain this traffic which recently has been performed by proprietary equipment.

Revenue and expense data submitted by the applicant, while not for the most current periods, indicate that the transportation involved may reasonably be expected to be profitable under the proposed rates.

The application was listed on the Commission's Daily Calendar of January 24, 1979. No formal protests have been received.

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. Clifford Wilson, an individual, doing business as C. W. Transportation Company, 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 cancelled, modified or extended by further order of the Commission.

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The effective date of this order is the date hereof.

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

John E. Byron
President
Richard L. Steyer

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

Clarence J. Doolittle
Donald W. Jensen
Commissioners

APPENDIX A

Carrier: Clifford Wilson, an individual, doing business as C. W. Transportation Company.

Commodity: Boxes, fibreboard, paper, paperboard, pulpboard, KDF.

Shipper: Menasha Corporation, Anaheim

Scope: Points in California exceeding 250 miles from Anaheim.

Rates: From Minimum Rate Tariff 2:

- (1) Minimum Weight, 36,000 pounds - Item 508.1 - Class 35.1
- (2) Minimum Weight, 45,000 pounds - Item 895.1 - Class 35.2

Conditions:

1. Thirty (30) minutes will be allowed for loading and one (1) hour will be allowed for unloading.
2. All time in excess of the time set forth in Condition 1 above for loading and unloading shall be assessed at the rate of \$4.00 per 15 minutes, or fraction thereof.
3. Applicant has not indicated that subhaulers will 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.
4. In all other respects, the rates and rules in Minimum Rate Tariff 2 shall apply.

(END OF APPENDIX A)