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ORIGINAL

Decision No. 90328 MAY 22 1979

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 trans-)
 portation of petroleum and petro-)
 leum products in bulk, in tank)
 truck equipment statewide as)
 provided in Minimum Rate Tariff 6-B)
 and the revisions or reissues)
 thereof.)

Case No. 5436
 Petition for Modification
 No. 281
 (Filed March 7, 1979)

And Related Matter.

Case No. 6008
 Petition for Modification
 No. 39
 (Filed March 7, 1979)

INTERIM OPINION AND ORDER

Decision No. 90325, entered today in Case No. 5432 (Petition 1042), et al., and Cases Nos. 5436 (Petition 281) and 6008 (Petition 39) provided that Minimum Rate Tariffs 6-B and 13 should be made subject to certain interim cost offset increases and that amendment of the tariffs by surcharge supplements should be accomplished by separate order.

IT IS ORDERED that:

1. Minimum Rate Tariff 6-B (Appendix A to Decision No. 82350, as amended) is further amended by incorporating therein, to become effective May 28, 1979, Supplement 10, attached hereto and by this reference made a part hereof.

2. Minimum Rate Tariff 13 (Appendix B to Decision No. 55584, as amended) is further amended by incorporating therein, to become effective May 28, 1979, Supplement 6, attached hereto and by this reference made a part hereof.

3. Common carriers subject to the Public Utilities Act, to the extent that they are subject also to Decisions Nos. 82350 and 55584, as amended, are directed to establish in their tariffs the increases necessary to conform with the further adjustments ordered by this decision.

4. Common carriers maintaining rates on a level other than the minimum rates for transportation for which rates are prescribed in Minimum Rate Tariffs 6-B and 13 are authorized to increase such rates by the same amounts authorized by this decision for the respective tariff rates.

5. Common carriers maintaining rates on the same level as Minimum Rate Tariffs 6-B and 13 rates for the transportation of commodities and/or for transportation not subject to these tariffs are authorized to increase such rates by the same amounts authorized by this decision for the respective tariff rates.

6. Common carriers maintaining rates at levels other than the minimum rates for the transportation of commodities and/or for transportation not subject to Minimum Rate Tariffs 6-B and 13 are authorized to increase such rates by the same amounts authorized by this decision for the respective tariff rates.

7. Tariff publications required to be made by common carriers as a result of this order shall be filed not earlier than the effective date of this order and made effective May 28, 1979, on not less than two days' notice to the Commission and to the public; as to tariff publications as are authorized, but not required, the authority shall expire unless exercised within sixty days after the effective date of this order.

8. 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.

9. Common carriers are authorized to depart from the Commission's tariff circular requirements only to the extent necessary in establishing the surcharge supplement authorized by this order.

10. In all other respects, Decisions Nos. 82350 and 55584, as amended, shall remain in full force and effect.

11. 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 Tariffs 6-B and 13.

12. The Executive Director shall serve a copy of each of the tariff amendments on each subscriber to Minimum Rate Tariffs 6-3 and 13.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 22nd
day of MAY, 1979.

John E. Inyon
President
James P. [unclear]
Charles W. [unclear]
[unclear]
Commissioners

Commissioner Claire T. Dedrick, being necessarily absent, did not participate in the disposition of this proceeding.

SURCHARGE SUPPLEMENT

SUPPLEMENT 10

(Cancels Supplement 9)

(Supplement 10 Contains All Changes)

TO

MINIMUM RATE TARIFF 6-B

NAMING

MINIMUM RATES AND RULES

FOR THE

TRANSPORTATION OF

PETROLEUM AND PETROLEUM PRODUCTS

(AS DESCRIBED HEREIN)

WHEN TRANSPORTED IN BULK IN TANK TRUCKS,

TANK TRAILERS OR TANK SEMITRAILERS

OVER THE PUBLIC HIGHWAYS WITHIN

THE STATE OF CALIFORNIA

BY

PETROLEUM CONTRACT CARRIERS

Decision No.

90328

EFFECTIVE

5/28/79

SURCHARGE SUPPLEMENT

SUPPLEMENT 6

(Cancels Supplement 5)

(Supplement 6 Contains All Changes)

TO

MINIMUM RATE TARIFF 13

NAMING

MINIMUM RATES AND RULES

FOR THE

TRANSPORTATION BY VACUUM-TYPE TANK

VEHICLES AND BY PUMP-TYPE TANK

VEHICLES OF PROPERTY OVER THE PUBLIC

HIGHWAYS WITHIN THE STATE OF

CALIFORNIA

BY

RADIAL HIGHWAY COMMON CARRIERS

HIGHWAY CONTRACT CARRIERS

AND

PETROLEUM CONTRACT CARRIERS

Decision No.

90328

EFFECTIVE

5/28/79

Issued by the
PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA
State Building, Civic Center
San Francisco, California 94102