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Decision No. 90350 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) transportation of used household) goods and related property) statewide as provided in Minimum) Rate Tariff 4-B and the revisions) or reissues thereof.

Case No. 5330 Petition for Modification No. 105 (Filed January 29, 1979)

<u>O P I N I O N</u>

California Moving and Storage, Inc. (CMSA), a nonprofit corporation whose membership is composed of approximately 600 carriers engaged in the transportation of household goods and related articles, requests increases in Minimum Rate Tariff 4-B (MRT 4-B). Copies of the petition were mailed to various Chambers of Commerce, shipper organizations, and carrier representatives. The petition was also listed on the Commission's Daily Calendar of January 30, 1979. No protest to the granting of the petition has been received.

CMSA requests increases in rates and charges which will produce approximately \$4.1 million in additional annual revenue and will result in weighted average increases of approximately 3.2 percent.

According to CMSA household goods carriers are continuing to experience substantial increases in operating costs. These cost increases include labor and related payroll costs such as Social Security, fuel, parts and repairs, insurance, utilities, and other overhead costs.

CMSA prepared and furnished cost and rate exhibits based on the direct wage offset methods which were designed to show the increases in costs generally experienced by household goods carriers since the minimum rates were last adjusted by Decision No. 88730 dated April 18, 1978. An analysis by the staff indicated some errors in the

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development of labor costs for Territory C. Following discussions with the staff, CMSA filed revised costs and rate exhibits.

The following is a comparison of percentage increases based upon CMSA's cost exhibits with that allowable under President Carter's anti-inflation guidelines:

	CMSA's Request	Allowable <u>Under Guidelines</u>
Distance Rates	3.3%	6.5%
Territory A Hourly Rates	2.7%	7.4%
Territory B Hourly Rates	2.7%	5.5%
Territory C Hourly Rates	3.2%	6.7%
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After consideration the Commission finds that:

1. Household goods carriers operating under the rates set forth in MRT 4-B have experienced increases in operating costs since the present rates were established by Decision No. 88730 dated April 18, 1978.

2. The rates and charges established by the ensuing order are just, reasonable, and nondiscriminatory minimum rates for the transportation governed thereby. They are estimated to produce an annual revenue increase of \$4,100,000.

3. The rates as hereinafter authorized will result in the following average increases.

Distance Rates	3.3%
Hourly Rates	
Territory A Territory B	2.7%
Territory B	2.7%
Territory C	3.2%

4. To the extent that the provisions of MRT 4-B heretofore have been found to constitute reasonable minimum rates and rules for common carriers as defined in the Public Utilities Code, said provisions are, and will be, reasonable minimum rate provisions for said common carriers. To the extent that the existing rates and charges of said common carriers for the transportation involved are less in volume or effect than the minimum rates and charges designated herein as

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reasonable for said carriers, to that same extent the rates and charges of said carriers are, and for the future will be. unreasonable, insufficient, and not justified by the actual competitive rates of competing carriers or by the cost of other means of transportation.

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5. The rate increases authorized herein are less than those allowable under the Wage and Price Standards adopted by the Council on Wage and Price Stability.

6. A public hearing is not necessary.

Conclusions

1. Petition 105 in Case No. 5330 should be granted and MRT 4-B should be amended as hereinafter set forth in the order.

2. Because the cost increases involved, in the main, were incurred as early as February 1, 1979, and there are no protests, the order herein should be made effective on the date of signature.

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IT IS ORDERED that:

1. Minimum Rate Tariff 4-B (Appendix C to Decision No. 65521, as amended) is further amended by incorporating therein, to become effective thirty days after the date hereof, the revised tariff pages attached hereto and listed in Appendix A, which pages and appendix by reference are made a part hereof.

2. Common carriers subject to the Public Utilities Code, to the extent that they are subject also to Decision No. 65521, as amended, are directed to establish in their tariffs the increases necessary to conform with the further adjustments ordered by this decision.

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3. Tariff publications required to be made by common carriers as a result of this order shall be filed and made effective thirty days after the date hereof and on not less than five days' notice to the Commission and to the public.

4. In all other respects Decision No. 65521, as amended, shall remain in full force and effect.

The effective date of this order is the date hereof. Dated at _______, California, this <u>22mA</u> day of <u>MAY</u>, 1979.

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Commissioner Claire T. Dedrick, being necessarily absent, did not participate in the disposition of this proceeding. C. 5330 (Pet. 105)

APPENDIX A

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LIST OF REVISED PAGES TO MINIMUM RATE TARIFF 4-B

TWELFTH	REVISED	PAGE	9
SIXTEENTH	REVISED	PAGE	10
THIRTEENTH	REVISED	PAGE	17
eleventh	REVISED	PAGE	18
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TWELFTH	REVISED	PAGE	27
THIRTEENTH	REVISED	PAGE	28
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(END OF APPENDIX A)

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TWELFTH REVISED PAGE 9

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MINIMUM RATE TARIFE 4-B SECTION 1--RULES (Continued) TTEM MIXED SHIPMENTS (a) When one or more commodities for which rates are not provided in this tariff are included in the same shipment with commodities for which rates are herein provided, the rate or rates applicable to the entire shipment may be determined as though all of the commodities were ratable under the provisions of this tariff at the combined weight of the mixed shipment; or the commodities for which rates are provided in this tariff may be transported at the applicable rates provided herein, and the commodities for which rates are not provided herein, at the rates provided in other Commission tariffs or which might be otherwise applicable, provided separate weights or other authorized units of measurement are furnished or obtained. In the event that the latter basis is used, the minimum charges provided in this tariff shall apply to the entire shipment. 65 (b) When any uncrated portion of a shipment of commodities for which rates are herein provided requires protection against damage after receipt thereof by the carrier and such protection is afforded by the carrier by packing such uncrated portion of the shipment in containers, such portion so packed shall be rated as uncrated property. APPLICATION OF RATES (a) Rates provided in Items 300, 320, 330 and 340 are for the transportation of shipments from point of origin to point of destination, from point of origin to point of storage-in-transit, or from point of storage-in-transit to point of destination, and include pickup and delivery, subject to Item 75. (b) For transportation of shipments for distances of 50 miles or less, rates shall apply in cents per hour (See Note), in cents per piece, or in cents per 100 pounds (Items 300, 320, 330 and 340), subject to Items 145, 150 and 155. (c) For transportation in excess of 50 miles, rates in Items 300 and 320 shall apply, subject to Item 55. 70 (d) Rate in Item 350 shall apply for the accessorial services of packing and un-packing in the territory in which the service is performed. (c) Item 360 provides rates for transportation of empty shipping containers and a basis of charges for the furnishing of shipping containers and packing materials by the carrier. (f) Item 80 provides valuation charges for all shipments not released to a value of sixty (60) cents per pound, per article. NOTE .-- The highest rated territory in or through which any service is performed shall determine the applicable hourly rate. PICKUP AND/OR DELIVERY AT OTHER THAN GROUND FLOOR When shipments are picked up or delivered, or both, at other than ground floor, the following additional charges per pickup or delivery per flight and/or long carry shall be assessed: 1. At hourly rates (Item 330) No additional charge. 075 2. At piece rate (Item 340) 155 cents per piece. At distance rates (Items 300 and 320) 45 cents per 100 pounds. 20350 O Increase, Decision No. EFFECTIVE 7 a lo ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA Correction SAN FRANCISCO, CALIFORNIA. -9-



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SECTION 1RULES (Continued)	таги
DECLARATION OF VALUEVALUATION CHARGES (Concluded)	
(f) The following minimum valuation charges will apply to all shipments not released to a value of 60 cents per pound per article (See Note 1):	
TRANSPORTATION VALUATION CHARGE	
50 cents per each \$100 (or fraction thereof) of released valuation. (See Note 3)	
STORAGE-IN-TRANSIT VALUATION CHARGE	ļ
10 cents per each \$100 (or fraction thereof) of released valuation. (See Note 2)	
NOTE 1If the shipper wishes to avoid these additional charges, he must enter a released value of 60 cents per pound per article on the shipping document.	80 (Con=
NOTE 2No charge shall be made where storage-in-transit of a shipment is undertaken for carrier's convenience.	ed)
NOTE 3On shipments which are stored in transit in accordance with the provi- sions of Item 180, separate transportation valuation charges shall be assessed for the transportation from initial point of origin to point of storage and for the trans- portation from point of storage to point of destination.	
(g) Each shipping piece or package and contents thereof shall constitute one article, except that total component parts of any article taken apart or knocked down for handling and loading in vehicle shall constitute one article for the purpose of determining carrier's liability.	
NOTEWhen an entire shipment is transported in containers, lift vans, or shipping boxes, each shipping package, piece, or loose item not enclosed within a package in such containers, lift vans, or shipping boxes will constitute the article.	
DISPOSITION OF FRACTIONS	
In computing a rate based on a percentage of another rate, the following rule shall be observed in the disposition of fractions:	85
Fractions of less than 5 or .50 of a cent, omit.	
Practions of 5 or .50 of a cent or greater, increase to next whole figure.	
DIVERTED SHIPMENTS	
Charges upon a shipment transported under rates provided in Items 300 or 320 which has been diverted shall be computed at the applicable rate in effect on date of shipment from point of origin via each point where diversion occurs to final destination, plus an additional charge of \$12.50 for each diversion.	090
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MINIMUM RATE TARIFE 4-B

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	TWELFTH REVISED PACE	
SECTION 1RULKS (Continued)		ITE
DELAYS IN PICKUP OR DELIVERY		
(a) If a carrier agrees with a shipper to pickup a shipme goods on a specified date and/or time and it is unable to fulfil the carrier shall notify the shipper, or person designated by th or telephone, at the carrier's expense, as soon as it becomes ap date and/or time will not be met.	l that commitment, a shipper, by telegram	
(b) Whenever a carrier is unable to make delivery of a shi on the date or during the period specified in the receipt or shi shall notify the shipper, or person designated by the shipper, b at the carrier's expense, of the date on which delivery of the s such notification to be given not less than 24 hours prior to th period shown on the receipt of shipping order except when the ci the delay occur at a later time, in which case the notice shall possible but in no event more than 24 hours after the occurrence requirement of this paragraph shall not apply where the carrier from the shipper an address or telephone number for such notific	pping order, the carrier by telegram or telephone, hipment will be made; ic date or during the rounstances causing be given as soon as provided, that the is unable to obtain	162
(c) Claims for reimbursement for damages to a shipper beca gence in failing to pick up a shipment on the date promised or f a shipment by the preferred date or period of time specified in confirmation of shipping instruction and rate quotation document of carriage, presented by the shipper to the carrier shall be re carrier in accordance with Rule 2.7 of General Order No. 139.	ailing to deliver the shipping order, t, or other contract	
WAITING OR DELAY		
When vohicle is held for convenience of the shipper or cons fault of the carrier in connection with shipments moving or to b contained in Itoms 300 or 320, a charge at the hourly rates prov will be assessed for each hour or fraction thereof over one hour	be moved under rates vided in Item 330	165
SPLIT PICKUP		
Split pickup service may be accorded subject to the following	ing conditions:	
(1) The charge for the composito shipment shall be paid by signee, or other interested party.	y one consignor, con-	
(2) Split delivery service shall not be accorded.		
(3) In the event a lower aggregate charge results from tre component parts as a separate shipment said charge may be applied	eating one or more ed.	
(4) Charges shall be computed as follows:		0370
(a) Under hourly rates (Item 330). Apply applicable time consumed in loading at the point of origin of each con unloading at point of destination, plus double the driving such point. (Total time shall be converted into hours and, in accordance with the provisions of Item 95.)	mponent part, and time between each	
(b) Under distance rates (Items 300 and 320). Apply to the total weight of the composite shipment for the dista origin of any component part to point of destination via th of all other component parts, plus an additional charge of stop to load between first point of origin and point of destination.	ance from point of ne points of origin \$27.40 for each	
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MINIMUM RATE TARIFE 4-B

TENTH REVISED PACE 1.77 ITEM SECTION 1--RULES (Continued) SPLIT DELIVERY Split delivery service may be accorded subject to the following conditions: (1) The charge for the composite shipment shall be paid by one consignor, consignee, or other interested party. (2) Split pickup service shall not be accorded. In the event a lower aggregate charge results from treating one or more (3)component parts as a separate shipment said charge may be applied. 0175 (4) Charges shall be computed as follows: (a) Under hourly rates (Item 330). Apply applicable rate for the total time consumed in loading at point of origin and unloading at point of destination of each component part, plus double the driving time between each such point. (Total time shall be converted into hours and/or fractions thereof in accordance with the provisions of Item 95.) (b) Under distance rates (Items 300 and 320). Apply the applicable rate to the total weight of the composite shipment for the distance from point of origin to point of destination of any component part via the points of destina-tion of all other component parts, plus an additional charge of \$27.40 for each stop to unload between point of origin and final point of destination. STORAGE IN TRANSIT Shipments may be stored once in transit for a period not to exceed 60 days from the date of unloading at storage point. (See Note 2) Charges shall be computed on the following basis: (a) The applicable transportation rate from initial point of origin to point of storage, plus (b) The applicable transportation rate from point of storage to point of destination, plus $\phi(c)$ 1. On shipments subject to distance rates, warehouse handling and storage charge of 0\$1.25 per 100 pounds for each 30-day period or fraction thereof, subject to a minimum charge of 0\$6.15 for each 30-day period. ø180 2. On shipments subject to hourly rates both into and out of point of storage in transit, warehouse handling and storage charge of 7 cents per cubic foot for each 30-day period or fraction thereof, for the storage space occupied by the shipment on the warehouse platform or in the warehouse, subject to a minimum charge of \$4.50 for each 30-day period. ANOTE 1.--In the event a shipment remains in storage in excess of 60 days, the point of storage in transit shall be considered the point of destination and thereafter shall be subject to the rules, regulations and charges of the individual ware-houseman. Charges for subsequent delivery shall be assessed on the basis of the charges applicable from point of storage to point of delivery. ø Change o Increase Decision No. & Change, neither increase)
 nor reduction) **SC320** EFFECTIVE n ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA. Correction SAN FRANCISCO, CALIFORNIA,

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MINIMUM RATE TARIFF 4-B

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SECTION 3--RATES

ITEM

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DISTANCE RATES IN CENTS PER 100 POUNDS (1) (2) (3) (4)

Rates named in this item apply only to shipments transported between points located within Region 1. (See Note)

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 (2) See Item 70 for application of rates. (3) See Item 50 for computation of distances. (4) See item 220 for Region descriptions. NOTERates named in this item apply in connection with split pickup and split dolivery shipments only when points of origin and points of destination of all component parts of such shipments are located within Region 1. Rates named in Item 320 shall apply to split pickup and split delivery shipments excluded from the provisions of this item. > Increase, Decision No. 	850	***	Add to rat 50 miles o	e for 850 miles or fraction there	45 cents per sof in excess	100 pounds f of 850 miles	or each	
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delivery shipments only when points of origin and points of destination of all component parts of such shipments are located within Region 1. Rates named in Item 320 shall apply to split pickup and split delivery shipments excluded from the provisions of this item. \diamond Increase, Decision No. SC250 EFFECTIVE 6/2/29 ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN EDANCESCO, CALIFORNIA,			-	-		(•	1
parts of such shipments are located within Region 1. Rates named in Item 320 shall apply to split pickup and split delivery shipments excluded from the provisions of this item. \diamond Increase, Decision No. SO250 EFFECTIVE 6/2/29 ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN EDANCE OF CALIFORNIA,	NOT	ERates hamed	in this item iv when points	apply in connect of origin and t	cion with spl: points of des	it pickup and tination of a	ll component	
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S INCREASE, DECISION NO. EFFECTIVE 62129 ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN EPANCISCO, CALIFORNIA,	to spl:	it pickup and s	plit delivery	shipments exclusion	ded from the p	provisions of	this item.	
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ITEM

MINIMUM RATE TARIFE 4-8

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SECTION 3--RATES (Continued)

DISTANCE RATES IN CENTS PER 100 POUNDS (1) (2) (3) (4)

Rates named in this item apply only to shipments transported between points located within Region 2; and between points located in Region 1, on the one hand, and points located in Region 2, on the other hand.

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THIRTIETH REVISED PAGE......28 CANCELS

MINIMUM RATE TARIFF 4-B TWENTY-NINTH REVISED PAGE 28 SECTION 3-RATES (Continued) ITEM RATES IN CENTS PER HOUR (1). (2) (Applies for Distances of 50 Constructive Miles or Less) TERRITORY (3) Unit of Equipment: A Ċ в (a) with driver------2450 1975 2075 0330 (b) with driver and 1 helper-----4525 3405 3630 Additional helpers, per man------1640 960 1070 Minimum Charge--the charge for one hour. (1) See Item 70 for application of rates. (2) See Item 95 for computation of time. (3) See Item 210 for territorial descriptions. DISTANCE RATES IN CENTS PER PIECE (1) (2) (Applies to Shipments of Not More Than 5 Pieces for Distances of 50 Miles or Less) FIRST PIECE MILES (3) Each Additional Piece Over 10 Not Over 10 but Not Over 0340 Over 20 20 1675 3120 4365 580 (1) See Item 70 for application of rates. (2) Rates in this item will not apply to split pickup or split delivery anipments, or storage in transit privileges. (3) See Item 50 for computation of distances. Increase, Decision No. S0350 EFFECTIVE Ø U 0 ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA. Correction -28--



TWENTY-NINTH REVISED PAGE.....29 CANCELS TWENTY-EIGHTH REVISED PAGE....29

MINIMUM RATE TARIER 4-B. SECTION 3--RATES (Concluded) ITEM ACCESSORTAL RATES Rates in Cents per Man per Hour (1) (2) (3) TERRITORY (4) А в ¢ Packing) 2025 1570 1670 0350 Unpacking Minimum Charge--the charge for one hour. (1) See Item 70 for application of rates. (2) See Item 95 for computation of time. (3) Rates do not include cost of materials. (See Item 360) (4) See Item 210 for description of territories. RATES AND CHARGES FOR PICKING UP OR DELIVERING SHIPPING CONTAINERS AND PACKING MATERIALS In the event new or used shipping containers, including wardrobes, are 1. delivered by the carrier, its agent, or employees, prior to the time shipment is tendered for transportation, or such containers are picked up by the carrier, its agents or employees subsequent to the time delivery is accomplished, the following transportation charges shall be assessed: (See Note 1) In Cents Each container, set up-----275 Each bundle of containers, folded flat--275 0360 Minimum charge, per delivery---1300 (a) Shipping containers, including wardrobes (See Note 2) and packing materials which are furnished by the carrier at the request of the shipper, will be charged for at not less than the actual original cost to the carrier of such materials, F.O.B. carrier's place of 2. business. (b) In the event such packing materials and shipping containers are The unit of the participating in the transportation thereof when loaded, an allowance may be made to the consignee or his agent of not to exceed 75 percent of the charges assessed under the provisions of paragraph 2(a). NOTE 1.--If the hourly rates named in Item 330 provide a lower charge than the charge in paragraph 1 of this item, such lower charge shall apply. NOTE 2.--NO charge will be assessed for wardrobes on shipments transported at the rates provided in Item 330. 30350 Increase, Decision No. EFFECTIVE ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA. Correction

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