

EAB/FS

Decision No. 90392 JUN 5 - 1979

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BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application )  
of DART TRANSPORTATION SERVICE, a )  
California corporation, for autho- )  
rity to depart from the minimum )  
rates, rules and regulations of )  
Minimum Rate Tariff 2, pursuant )  
to the provisions of Section 3666 )  
of the Public Utilities Code for )  
transportation for State of )  
California )

Application No. 58786  
(Filed April 6, 1979)

OPINION AND ORDER

By this application, Dart Transportation Service (DART), seeks authority to depart from the minimum rates, rules and regulations of Minimum Rate Tariff 2 for the transportation of straight or mixed truckload shipments of merchandise for the State of California. The shipments will originate in Sacramento County and will be destined to points in Fresno, Los Angeles, Orange, Riverside, San Bernardino and San Diego Counties.

Applicant alleges that it currently performs transportation, in truckload lots, for the State of California from various points in northern California to points in southern California. According to Applicant, unusually favorable operating conditions are involved. Northbound applicant transports, in truckload lots, merchandise for Sears, Roebuck and Company, and balanced shipments in both directions has enabled applicant, with the cooperation of the shippers involved, to achieve operating efficiencies not found elsewhere in the usual operation between northern and southern California points.

Applicant states these efficiencies result in maximum use of equipment; maximum load factors in both directions; loadings being loaded by shipper and power unloaded by consignee at no expense to applicant; physical assistance of applicant's employees being confined to work within or on carrier's equipment; and if stacking, unstacking, removal or placement is required by shipper or consignee

an additional charge for such service results. Applicant is also able to apply a 50,000 pound minimum weight charge for each unit of carrier's equipment.

Applicant has presented costs for the involved transportation and states such costs are based on actual miles, driving time, wages and other factors involved and are not based upon estimates or conjectures.

Dart indicates that it is its intention to utilize its own equipment on this traffic, but it might become necessary to utilize other permitted carriers as subhaulers. Subhaul costs have been submitted with the application.

The application was listed on the Commission's Daily Calendar of April 10, 1979. No objection to the granting of the application has been received.

Revenue and expense data submitted by the applicant indicate that the transportation involved may reasonably be expected to be profitable under the proposed rates.

In the circumstances, the Commission finds that the 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. Since there is an immediate need for this rate relief, the effective date of this order should be the date hereof.

IT IS ORDERED that:

1. Dart Transportation Service 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 charges 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 5<sup>th</sup>  
day of JUNE, 1979.

John E. Byrne  
President  
Vernon L. Sturgeon  
Robert D. Hoyle  
Clayton J. Sedright  
Donald J. Smith  
Commissioners

APPENDIX A

Carrier: Dart Transportation  
 Shipper: State of California  
 Origins: Points and Places within Sacramento County  
 Destinations: Points and Places within the following Counties  
                   Fresno                   Riverside  
                   Los Angeles           San Bernardino  
                   Orange                 San Diego

Commodities:

- (1) Books  
Items 16156 & 161580 - NMFC-100-E
- (2) Canned Goods  
As described in Items 320 & 320.1 of MRT-2
- (3) Cards, Data Processing  
Item 152310 - NMFC 100-E Sub 1
- (4) Catalogs  
Item 4850 - NMFC 100-E
- (5) Circulars  
Item 4860 - NMFC 100-E Sub 1 & Sub 2
- (6) Envelopes  
Item 153040 - NMFC 100-E
- (7) Plates, License, Vehicle  
Item 192180 - NMFC 100-E Sub 1 & Sub 2
- (8) Printed Forms  
Item 153250 - NMFC 100-E

Rates:

Subject to the provisions of Notes 1 through 8, from points and places in Sacramento County to points and places in:

Fresno County	)	
Los Angeles County	)	80¢ CWT
Orange County	)	
Riverside County	)	
San Bernardino County	)	85¢ CWT
San Diego	)	95¢ CWT

## APPENDIX A (continued)

## Conditions:

- NOTE 1: Shipments must be loaded by the consignor and unloaded by the consignee using power equipment, furnished and used without expense to the carrier. Physical assistance of the carrier employee is restricted to work within or on carrier's equipment and does not include stacking, unstacking, removal or placement of merchandise on pallets.
- NOTE 2: If the carrier employee is requested to stack merchandise into the carrier's equipment and to remove the merchandise from the carrier's equipment, an additional charge of 10-1/2¢ PER CWT for loading and 10-1/2¢ CWT for unloading will be assessed.
- NOTE 3: The minimum charge for each unit of carrier's equipment used will be 50,000 pounds at the applicable rate per one hundred pounds.
- NOTE 4: One (1) stop in transit will be permitted for partial loading or partial unloading for the additional charge of \$35.00.
- NOTE 5: Rates will not apply on merchandise requiring temperature control.
- NOTE 6: Not subject to Minimum Rate Tariff 2 surcharges nor to any future increase which may be promulgated in Minimum Rate Tariff 2.
- NOTE 7: Carrier may not utilize subhaulers on movements of license plates.
- NOTE 8: Seventy-five (75) percent of the Gross Revenue will be paid when any of the following subhaulers are engaged:
- R-B Corporation DBA Commercial Transfer Co. - T-61,070  
Nevada-Western Transport - T-121,570  
Sandestin Trucking Co. - T-72,177  
Sho-Len, Inc. DBA Pacific Transportation - T-120,268
- NOTE 9: If subhaulers, other than the above are employed, they shall be paid not less than the charge authorized herein with no deductions for use of applicant's trailing equipment.
- NOTE 10: Except as provided in Notes 1 through 8, the provisions of Minimum Rate Tariff 2 shall apply.

(END OF APPENDIX A)