

DC/FS

JUN 5 1979

Decision No. 90396

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investiga- )  
tion for the purpose of consid- )  
ering and determining minimum )  
rates for transportation of )  
petroleum and petroleum products )  
in bulk, in tank truck equipment )  
statewide as provided in Minimum )  
Rate Tariff 6-B and the revi- )  
sions or reissues thereof. )

Case No. 5436  
Petition for Modification  
No. 285  
(Filed May 8, 1979)

OPINION AND ORDER

By Decision 88918, in Case 5436 (Petition for Modification 271), California Tank Lines, Inc. (California Tank) was authorized to publish a rate of 27 cents per 100 pounds, minimum weight 53,500 pounds, for the transportation of log wax, in bulk, from Oleum and Richmond to Stockton.<sup>1</sup> This rate, which is less than the Commission's established minimum rate for the aforementioned transportation, is scheduled to expire with June 1, 1979. By this petition, California Tank seeks to increase said rate to 29.5 cents per 100 pounds subject to a minimum weight of 53,500 pounds and publish such increased rate for a one-year period.

California Tank states that the rate increase will enable it to operate at a reasonable profit for the forthcoming year. California Tank avers that the shipper may resort to proprietary operations if it is not able to perform said transportation at the rate as herein proposed.

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

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<sup>1</sup> Petitioner's rates are set forth in Western Motor Tariff Bureau, Inc., Agent, Local and Joint Freight and Express Tariff 18, Cal. P.U.C. 24.

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

In the circumstances, the Commission finds that:

1. California Tank Lines, Inc. currently publishes a rate of 27 cents per 100 pounds, minimum weight 53,500 pounds, on log wax, in bulk, from Oleum and Richmond to Stockton as set forth in Western Motor Tariff Bureau, Inc., Agent, Local and Joint Freight and Express Tariff 18, Cal. P.U.C. 24, pursuant to Decision 88918.

2. Decision 88918 found the rate referred to in Finding 1 hereof to be reasonable.

3. The proposed rate of 29.5 cents per 100 pounds, minimum weight 53,500 pounds, is reasonable and justified by transportation conditions.

4. The alternative of proprietary transportation exists in connection with the transportation involved herein.

5. The needs of commerce and the public interest require this transportation service be continued.

6. Increases, which may result in the event the proposed rate should expire with June 5, 1980, are justified.

The Commission concludes that the petition should be granted to the extent indicated in the ensuing order and the effective date of this order should be the date hereof because there is an immediate need to continue this rate relief. A public hearing is not necessary.

IT IS ORDERED that:

1. California Tank Lines, Inc., is authorized to publish and file to expire with June 5, 1980, a rate for the transportation of log wax, in bulk, as set forth, and subject to the conditions specified, in Appendix A attached hereto and by this reference made a part hereof.

2. Tariff publications authorized to be made as a result of the order herein may be made effective on one day's notice to the Commission and to the public.

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3. California Tank Lines, Inc., is authorized to depart from the provisions of Section 461.5 of the Public Utilities Code in establishing and maintaining the rate authorized herein. Schedules containing the rate published under this authority shall make reference to this order.

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. Connor  
President  
Thomas L. Stevenson  
Robert D. Howell  
Alfred T. DeWitt  
Harold H. Quinn  
Commissioners

APPENDIX A

Carrier: California Tank Lines, Inc., a corporation  
Commodity: Log wax, in bulk  
From: Oleum and Richmond  
To: Stockton  
Rate: 29.5 cents per 100 pounds  
Minimum Weight: 53,500 pounds

Conditions:

1. Consignee shall make its premises available to enable the carrier to perform service on a 24-hour basis.
2. The commodity "log wax" shall be defined in the carrier's tariff.
3. The rate shall be made applicable only via the following routes:

From Richmond to Stockton

From Richmond southerly on State Highway 17 to its intersection with U.S. Highway 50 at San Leandro; thence easterly on U.S. Highway 50 to Stockton; or from Richmond northerly on U.S. Highway 80 to its intersection with State Highway 4 near Pinole; thence easterly on State Highway 4 to Stockton.

From Oleum to Stockton

From Oleum easterly on unnumbered highway to U.S. Highway 80 to its intersection with State Highway 4 near Pinole; thence easterly on State Highway 4 to Stockton.

4. In all other respects, the rate and rules in Western Motor Tariff Bureau, Inc., Agent, Local and Joint Freight and Express Tariff 18, Cal.P.U.C. 24, shall apply.

(END OF APPENDIX A)