

EAB/FS

Decision No. 90528

JUL 3 1979

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application )  
of )  
) )  
PAK MOVING, INC., )  
) )  
for authority to depart from the )  
minimum rates, rules and regula- )  
tions of Minimum Rate Tariff No. )  
2, pursuant to the provisions of )  
Section 3666 of the Public Util- )  
ities Code, for transportation for )  
JACUZZI WHIRLPOOL BATH, INC. )

Application No. 58874  
(Filed May 17, 1979)

OPINION AND ORDER

By this application, Pak Moving, Inc. (PAK), seeks author-  
ity to assess less than the rates set forth in Minimum Rate Tariff 2  
for the transportation of property of Jacuzzi Whirlpool Bath, Inc.  
(JACUZZI) between JACUZZI's plants at Costa Mesa and Benicia in round  
trip movements.

Applicant states that the service which has developed is  
designed to fulfill the unique requirements of JACUZZI's transportation  
needs. According to applicant, JACUZZI has plants located at Benicia  
and Costa Mesa for which it has and requires inter-plant movements  
of finished and unfinished products and related materials and supplies  
and for movements of finished goods from one plant for consolidation  
and shipment with finished products of the second plant. Applicant  
declares that loading at origin and unloading at destination are both  
performed by JACUZZI and each trip ends in a round-trip movement begin-  
ning and ending at the Benicia plant with a delivery and pickup at  
the Costs Mesa facility.

Applicant indicates that there are many different commodities  
involved in these inter-plant movements and under Minimum Rate Tariff 2,  
descriptions, weights, and rates must be included for each individual  
item on the shipping document. Applicant alleges that under the  
proposal herein the unnecessary work involved in preparing and  
auditing will be avoided to the mutual benefit of the shipper and  
the carrier.

Applicant has presented costs for the involved transportation based on all significant costs and projects an operating ratio of 66 percent.

The application was listed on the Commission's Daily Calendar of May 18, 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. Pak Moving, Inc. 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.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 3rd day of JULY, 1979.

John E. Coyne  
President  
Richard W. ...  
...  
...  
Commissioners

## APPENDIX A

Carrier: Pak Moving, Inc.  
Shipper: JACUZZI WHIRLPOOL BATH, INC.  
Origin: Benicia  
Destination: Costa Mesa  
Commodities: Property of Jacuzzi Whirlpool Bath, Inc.  
Service: Round trip movements, utilizing a two-axle tractor and two 27-foot trailers, from Benicia to Costa Mesa and return to Benicia.  
Rate: Charge for each round trip movement shall be \$1,250.00.

## Conditions:

1. Property shall be loaded and unloaded by shipper at no expense to carrier and without any assistance from carrier's employee.
2. Rate includes one hour to load and one hour to unload and, if excess loading or unloading time is experienced, charges for all excess time shall be determined under the appropriate charges in Minimum Rate Tariff No. 2.
3. Applicant has not indicated that subhaulers will be engaged nor have any costs of subhaulers been submitted. Therefore, if subhaulers are employed, they shall be paid no less than the rates authorized herein, without any 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)