

Decision No. 90617 JUL 31 1979ORIGINAL

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 livestock and related items statewide as provided in Minimum Rate Tariff 3-A and the revisions or reissues thereof.

) Case No. 5433
Petition for Modification
No. 71
(Filed March 7, 1979)
(Amended June 15, 1979)
(Amended July 13, 1979)

And Related Matters.

) Case No. 5438
Petition for Modification
No. 121
Case No. 7857
Petition for Modification
No. 168
(Filed March 7, 1979)
(Amended June 15, 1979)
(Amended July 13, 1979)

THIRD INTERIM OPINION AND ORDER

Decision No. 90615, entered today in Case No. 5432 (Petition 1042), et al., and Cases Nos. 5433 (Petition 71), 5438 (Petition 121), and 7857 (Petition 168) provided that Minimum Rate Tariffs 3-A, 8-A, and 14-A should be made subject to additional 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 3-A (Appendix A to Decision No. 55587, as amended) is further amended by incorporating therein, to become effective August 5, 1979, Supplement 16, attached hereto and by this reference made a part hereof.
2. Minimum Rate Tariff 8-A (Appendix B to Decision No. 85826, as amended) is further amended by incorporating therein, to become effective August 5, 1979, Supplement 5, attached hereto and by this reference made a part hereof.

3. Minimum Rate Tariff 14-A (Appendix A to Decision No. 67397, as amended) is further amended by incorporating therein, to become effective August 5, 1979, Supplement 22, attached hereto and by this reference made a part hereof.

4. Common carriers subject to the Public Utilities Act, to the extent that they are subject also to Decisions Nos. 55587, 85826, and 67397, as amended, are directed to establish in their tariffs the increases necessary to conform with the further adjustments ordered by this decision.

5. Common carriers maintaining rates on a level other than the minimum rates for transportation for which rates are prescribed in Minimum Rate Tariffs 3-A, 8-A, and 14-A are authorized to increase such rates by the same amounts authorized by this decision for the respective tariff rates.

6. Common carriers maintaining rates on the same level as Minimum Rate Tariffs 3-A, 8-A, and 14-A 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.

7. 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 3-A, 8-A, and 14-A are authorized to increase such rates by the same amounts authorized by this decision for the respective tariff rates.

8. Any provisions currently maintained in common carrier tariffs which are more restrictive than, or which produce charges greater than, those contained in Minimum Rate Tariffs 3-A, 8-A, and 14-A are authorized to be maintained in connection with the increased rates and charges directed to be established by Ordering Paragraph 4 hereof.

9. 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 may be made effective not earlier than the effective date of the supplements attached hereto or not less than one day's 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.

10. 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.

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

12. In all other respects, Decisions Nos. 55587, 85826, and 67397, as amended, shall remain in full force and effect.

13. 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 3-A, 8-A, and 14-A.

14. The Executive Director shall serve a copy of each of the tariff amendments on each subscriber to Minimum Rate Tariffs 3-A, 3-A, and 14-A.

The effective date of this order is the date hereof.
Dated JUL 31 1979, at San Francisco, California.

John G. Bryan
President

Leonard L. Steigman
Robert J. Walsh

David T. Dabrich
Donald M. Grun

SURCHARGE SUPPLEMENT

REVENGE OF THE STATE OF CALIFORNIA

NOTICE IS HEREBY GIVEN THAT THE STATE OF CALIFORNIA, THROUGH THE PUBLIC UTILITIES COMMISSION, WILL ON JUNE 22, 1979, INSTITUTE A SURCHARGE AND SERVICE CHARGE WHICH WILL BE APPLIED TO ALL CARRIER AND NON-CARRIER TRANSPORTATION OF LIVESTOCK OVER THE PUBLIC HIGHWAYS OF CALIFORNIA. THIS SURCHARGE AND SERVICE CHARGE WILL BE APPLIED TO ALL CARRIERS OF LIVESTOCK AND LIVESTOCK TRUCKS FOR TRANSPORTATION OVER THE PUBLIC HIGHWAYS OF CALIFORNIA. (See "SUPPLEMENT-16" WHICH IS ATTACHED TO THIS ORDER) THIS SURCHARGE AND SERVICE CHARGE IS BEING IMPOSED IN ACCORDANCE WITH SECTION 101.5 OF THE PUBLIC UTILITIES CODE. (See "SUPPLEMENT-15" WHICH IS ATTACHED TO THIS ORDER) THIS SURCHARGE AND SERVICE CHARGE IS BEING IMPOSED IN ACCORDANCE WITH SECTION 101.5 OF THE PUBLIC UTILITIES CODE. (See "SUPPLEMENT-15" WHICH IS ATTACHED TO THIS ORDER)

(Supplement 16 Contains All Changes) IN ACCORDANCE WITH SECTION 101.5 OF THE PUBLIC UTILITIES CODE.

SECTION 1. (See "SUPPLEMENT-16") - 1.11 SURCHARGE AND SERVICE CHARGE

TO

MINIMUM RATE TARIFF 3-A

NAMING

MINIMUM RATES AND RULES

AND RATE

FOR THE

TRANSPORTATION OF LIVESTOCK OVER THE

PUBLIC HIGHWAYS WITHIN THE

STATE OF CALIFORNIA

BY

RADIAL HIGHWAY COMMON CARRIERS

HIGHWAY CONTRACT CARRIERS

AND

LIVESTOCK CARRIERS

Decision No.

90617

EFFECTIVE AUGUST 1, 1979

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

TERMINAL SURCHARGE

APPLICATION OF SURCHARGE

Except as otherwise provided, compute the amount of charges in accordance with the rates and rules in this tariff, and increase the resulting total amount by five and one-quarter (5 $\frac{1}{4}$) percent. (See Exception)

For purposes of disposing of fractions under provisions hereof, fractions of less than one-half (½) cent shall be dropped and fractions of one-half (½) cent or greater shall be increased to the next higher whole cent.

EXCEPTION: The surcharge herein shall not apply to:

1. Items 210, 220 and 221 - (Railhead-to-railhead charges only).

A-1 RAILHEAD-TO-RAILHEAD

SECTION

WHICH CARRIAGE NUMBER
THE END

NOT OVER

ONE HUNDRED FIFTY-FIVE TO ONE HUNDRED SIXTY-FIVE

NOT INCLUSIVE

AMOUNTED TO SIXTY

NOT OVER

RAILHEAD-TO-RAILHEAD SECTION

♦ Increase, Decision No. .

NOT OVER

NOT APPLICABLE TO STATE LINE OR TERMINAL CHARGES
AMERICAN RAILROADS AND STATE
CARRIERS WHICH OPERATE ON

A-8 THREE YEAR MAXIMUM ON A TRANSPORTATION SUPPLEMENT

TRANSPORTATION SUPPLEMENT

THIS IS TO ANNOUNCE AN AMENDMENT TO **SUPPLEMENT 5** WHICH IS BEING MADE AS OF APRIL 1, 1979. (CANCELS SUPPLEMENT 4)

CHANGES MADE IN THIS SUPPLEMENT ARE AS FOLLOWS: (1) THE RATE FOR TRANSPORTATION OF FRESH FRUITS AND VEGETABLES WILL BE ADJUSTED UPWARD BY 10%.

(SUPPLEMENT 5 CONTAINS ALL CHANGES)

AMENDMENT WILL TAKE EFFECT APRIL 1, 1979.

IT IS FURTHER ORDERED THAT THE AMENDMENT TO THIS SUPPLEMENT BE PUBLISHED IN THE CALIFORNIA STATE REGISTER AND THAT THE SAME BE MADE PUBLIC IN THE CALIFORNIA STATE JOURNAL.

MINIMUM RATE/TARIFFS-AT-DEALM POINTS OR DESTINATIONS

FOR TRANSPORTATION OF FRESH FRUITS AND VEGETABLES OUT OF CALIFORNIA

THE MINIMUM RATES AND RULES ARE AS FOLLOWS:

ONE EIGHTEEN HUNDRED DOLLARS FOR THE TRANSPORTATION OF ONE HUNDRED

TONS OF TRANSPORTATION OF FRESH FRUITS AND VEGETABLES.

ONE EIGHTEEN HUNDRED DOLLARS FOR THE TRANSPORTATION OF ONE HUNDRED

CONTAINERS OVER THE PUBLIC HIGHWAYS

WHICH ARE TRAVELING NO FASTER THAN ONE MILE PER HOUR

BETWEEN POINTS IN THE STATE OF

CALIFORNIA AS DESCRIBED HEREIN.

BY

RADIAL HIGHWAY COMMON CARRIERS

ONE EIGHTEEN HUNDRED DOLLARS

HIGHWAY CONTRACT CARRIERS

AND

AGRICULTURAL CARRIERS

ONE EIGHTEEN HUNDRED DOLLARS

Decision No.

90617

EFFECTIVE AUGUST 5, 1979

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

EXEMPTIONS AND SUPPLEMENT 5 TO MINIMUM RATE TARIFF 8-A

APPLICATION OF SURCHARGE

Except as otherwise provided, compute the amount of charges in accordance with rates and rules in this tariff and increase the amount so computed as follows: (See Exception)

1. By six (6) percent on charges computed at rates subject to minimum weights of 4,000 pounds or more.
(except for amounts of one-half cent or less)
2. By five (5) percent on all other rates and charges.

For purposes of disposing of fractions under provisions hereof, fractions of less than one-half (½) cent shall be dropped and fractions of one-half (½) cent or greater shall be increased to the next higher whole cent.

EXCEPTION: The surcharge herein shall not apply to:

1. Items 70, 80, 90, and 100 - (Railhead-to-railhead charges only);
2. Item 120 - Accessorial Charges resulting under Paragraph 1(b);
3. Item 150 - Charges for Loading and Unloading;
4. Item 160 - Special Charges on Shipments Destined to Certain Produce Terminals;
5. Item 260 - Collect on Delivery (C.O.D.) Shipments.

RAILHEAD CHARGES NOT APPLICABLE
TO STATE LINE OR CARRIER TERMINALS

RAILHEAD CHARGES NOT APPLICABLE

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RAILROAD RATES AND FEES
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RAILROAD RATES AND FEES

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RAILROAD RATES AND FEES

- Increase, Decision No.

RAILROAD RATES AND FEES

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APPROVED TO STATE LINE NO RAILROAD RATES AND FEES
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RAILROAD RATES AND FEES

APPLICABLE FROM NOVEMBER 01, 1979
TO DECEMBER 31, 1979

SUPPLEMENT 22

(Cancels Supplement 20)
RECORDED TO VOL 121, PAGE 640

(Supplements 8, 15, 17, 18 and 22 Contain All Changes)

REPORTS TO SHIPPERS AND CONSUMERS DELIVERING COMMODITIES IN CARS
AND TRAILERS AND DRIVING THEM TO RETAIL BUS MARKETS AND RETAIL CONVENIENCE STORES
IN ORGANIZED TRADE ARECTIONS (8) SHALL BE CHARGED ADDITIONAL

ADDITIONAL CHARGES FOR MINIMUM RATE CARRIER (MRC) TO BE APPLIED BY
THE CONTRACTOR AND DRIVERS AS LINES 300 (7) THEREON SHALL ALSO BE APPLIED
ADDITIONAL CHARGES FOR RETAILERS OF PLAINS TERRITORY TO STATE (7) LINES-ONE
NAMING

MINIMUM RATES AND RULES OF COMMERCIAL ACT : MORTGAGE
COMMODITY CLASSIFICATION-CHARGE PER TON - 010 Dime 000 AMOUNT .11
TRANSPORTATION, IN BULK, OF
ACCOMMODATE THE STATE PROVIDED NO COUPLES - 010 DIME .10
AGRICULTURAL COMMODITIES AND

RELATED ARTICLES

NAMED HEREIN

OVER THE PUBLIC HIGHWAYS WITHIN THE
STATE OF CALIFORNIA

BY

RADIAL HIGHWAY COMMON CARRIERS

HIGHWAY CONTRACT CARRIERS
CIVIL LINE
AND

AGRICULTURAL CARRIERS

Decision No.

90617

EFFECTIVE AUGUST 05, 1979

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

22 *Journal of Hebrew Scriptures*

(22 January 1962 edition) **APPLICATION OF SURCHARGE**

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Except as otherwise provided, compute the amount of charges in accordance with the rates and rules of this tariff, and increase the resulting total amount by eight (8) percent. (See Exception)

For purposes of disposing of fractions under provisions hereof, fractions of less than one-half ($\frac{1}{2}$) cent shall be dropped and fractions of one-half ($\frac{1}{2}$) cent or greater shall be increased to the next higher whole cent.

EXCEPTION: The surcharge herein shall not apply to:

1. Items 200 and 210 - (Railhead-to-railhead charges only);
2. Item 232 - Collect on Delivery (C.O.D.) Shipments.

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כט ב' סדרת מילון

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STATEMENT OF EXPENSES

~~REMOVED COPIES WILL BE MAILED
THE END~~

ANSWER **QUESTION**

Proposed Increase Decision No.

• 551-505-2300

Stage

RECORDED AND INDEXED
APRIL 22, 1968 BY DAVID C. GARDNER
IN THE OFFICE OF THE CLERK
OF THE COURT, STATE OF CALIFORNIA