

Decision No. 90631 JUL 31 1979

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Transport Business)
Service, Inc., under the Shortened)
Procedure Tariff Docket, to make)
increases in rates by establishing)
rates for Southern Mountain)
Territory, in Cal. PUC No. 1)
tariff on behalf of all partici-)
pating carriers.)

Shortened Procedure
Tariff Docket
Application No. 58397
(Filed May 29, 1979)

OPINION AND ORDER

By this application, Transport Business Service, Inc., Agent, on behalf of its participating carriers, seeks authority to increase certain transportation charges by adding, as a defined area, Southern Mountain Territory,¹ to its Local Freight Tariff No. 1, Cal. P.U.C. No. 1 (Naming Commodity Rates for Cement in Bulk or in Packages).

Applicant contends that its tariff publication never has contained a defined application of rates to or from points located in the Southern Mountain Territory. In contrast, applicant avers that Western Motor Tariff Bureau, Inc., Local Freight Tariff No. 17, Cal. P.U.C. No. 21 has such a special provision in its tariff for its participating carriers who generally compete with applicant's carriers. Recently applicant's participating carriers² have been receiving requests from shippers to provide the same application of rates for their services to and from the Southern Mountain Territory.

¹ The description of the Southern Mountain Territory relates to the geographical area of the San Gabriel, San Bernardino and San Jacinto Mountains of southern California transversed by nine designated routes.

² Four common carriers currently participate in applicant's tariff.

Applicant contends that the addition of these proposed rates would not increase any of the participating carriers' intra-state gross revenue by as much as one percent. The proposal is within the President's wage-price guidelines.

The application was listed on the Commission's Daily Calendar of May 30, 1979. No objection to the granting of the application has been received.

In the circumstances, the Commission finds that the proposed changes are justified. A public hearing is not necessary. The Commission concludes that the application should be granted as set forth in the ensuing order.

IT IS ORDERED that:

1. Transport Business Service, Inc., Agent, is hereby authorized to publish amendments to its Local Freight Tariff No. 1, Cal. P.U.C. No. 1, as specifically proposed in the application.
2. Tariff publications authorized to be made as a result of the order herein shall be filed not earlier than the effective date of this order and may be made effective not earlier than five days after the effective date of this order on not less than five days' notice to the Commission and to the public.
3. The authority herein granted shall expire unless exercised within ninety days after the effective date of this order.

The effective date of this order shall be thirty days after the date hereof.

Dated JUL 31 1979, at San Francisco, California.

John E. Gujra
President
Thomas L. Sturgeon
Charles D. Gervais
John T. ...
Lionel ...
Commissioners