

ORIGINAL

Decision No. 90737 August 28, 1979

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investi-)
gation for the purpose of)
considering and determining)
minimum rates for transportation)
of sand, rock, gravel and)
related items in bulk, in dump)
truck equipment between points)
in California as provided in)
Minimum Rate Tariff 7-A and the)
revisions or reissues thereof.)

Case No. 5437
Petition for Modification
No. 305
(Filed March 7, 1979)
(Amended June 15, 1979)
(Amended July 13, 1979)
(Amended August 16, 1979)

And Related Matters.)

Case No. 9819
Petition for Modification
No. 36
Case No. 9820
Petition for Modification
No. 14
(Filed March 7, 1979)
(Amended June 15, 1979)
(Amended July 13, 1979)
(Amended August 16, 1979)

FOURTH INTERIM OPINION AND ORDER

Decision No. 90733, entered today in Case No. 5432 (Petition 1042), et al., and Cases Nos. 5437 (Petition 305), 9819 (Petition 36), and 9820 (Petition 14) provided that Minimum Rate Tariffs 7-A, 17-A, and 20 should be made subject to additional cost offset increases and that amendment of the tariffs by surcharge supplements should be accomplished by separate orders.

IT IS ORDERED that:

1. Minimum Rate Tariff 7-A (Appendix B to Decision No. 82061, as amended) is further amended by incorporating therein, to become effective September 16, 1979, Supplement 14, attached hereto and by this reference made a part hereof.

2. Minimum Rate Tariff 17-A (Appendix C to Decision No. 80578, as amended) is further amended by incorporating therein, to become effective September 16, 1979, Supplement 18, attached hereto and by this reference made a part hereof.

3. Minimum Rate Tariff 20 (Appendix A to Decision No. 81799, as amended) is further amended by incorporating therein, to become effective September 16, 1979, Supplement 12, 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. 82061, 80578, and 81799, as amended, are directed to establish in their tariffs the increases necessary to conform with the further adjustments ordered by this decision.

5. 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 on not less than five days' 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.

6. 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 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.

7. In all other respects, Decisions Nos. 82061, 80578, and 81799, as amended, shall remain in full force and effect.

8. 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 7-A, 17-A, and 20.

C. 5437, Pet. 305, et al. - FS

9. The Executive Director shall serve a copy of the tariff amendments on each subscriber to Minimum Rate Tariffs 7-A, 17-A, and 20.

The effective date of this order is the date hereof.

Dated AUG 28 1979, at San Francisco, California.

John E. Guyon
President

Thomas L. Stinson

Robert D. Goodell

Leonard M. Jamieson
Commissioners

Commissioner Claire T. Dedrick, being necessarily absent, did not participate in the disposition of this proceeding.

C. 5437, Sec. 305*
SURCHARGE SUPPLEMENT

ORDINANCE NO. 90737
SUPPLEMENT 14

(Cancels Supplement 13)
(Supplements 9 and 14 contain all changes)

TO
MINIMUM RATE TARIFF 7-A

NAMING

MINIMUM RATES AND RULES

FOR THE

TRANSPORTATION OF PROPERTY IN DUMP TRUCK

EQUIPMENT BETWEEN POINTS IN CALIFORNIA

BY

RADIAL HIGHWAY COMMON CARRIERS

HIGHWAY CONTRACT CARRIERS

AGRICULTURAL CARRIERS

AND

DUMP TRUCK CARRIERS

Decision No. 90737

EFFECTIVE SEPTEMBER 16, 1979

APPLICATION OF SURCHARGE
ON THROUGH RATES

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 seventeen and one-half (17½) 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. Item 90 - Accessorial charges;
2. Items 100 and 110 - (Railhead-to-railhead charges only);
3. Item 120 - Bridge and Ferry Tolls;
4. Item 260 - Additional charge for service.

AMERICAN RAILROADS

TERMINATION AGREEMENT

SECTION 14.01

THE END

AMERICAN RAILROADS

◆ Increase, Decision No. 90737

AMERICAN RAILROADS

SUPPLEMENT 18
(Cancels Supplement 17)

(Supplements 6, 13 and 18 Contain All Changes)

MINIMUM RATE TARIFF 17-A

NAMING

MINIMUM RATES AND RULES

FOR THE

TRANSPORTATION OF PROPERTY

IN DUMP TRUCK EQUIPMENT FROM

DEFINED PRODUCTION AREAS TO DESIGNATED DELIVERY ZONES

AND POINTS IN SOUTHERN CALIFORNIA

BY

RADIAL HIGHWAY COMMON CARRIERS

HIGHWAY CONTRACT CARRIERS

AND

DUMP TRUCK CARRIERS

Decision No. 90737

EFFECTIVE SEPTEMBER 16, 1979

APPLICATION OF SURCHARGE

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 eighteen (18) percent. (See Exception)

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

EXCEPTION: The surcharge herein shall not apply to:

1. Item 180 - Accessorial charges;
2. Items 200 and 220 - (Railhead-to-railhead charges only);
3. Item 280 - Collect on Delivery (C.O.D.) Shipment.

SURCHARGE SUPPLEMENT

SUPPLEMENT 12

(Cancels Supplement 11)

(Supplements 2, 7, and 12 Contain All Changes)

MINIMUM RATE TARIFF 20

NAMING

MINIMUM ZONE RATES AND RULES

FOR THE

TRANSPORTATION OF ROCK, SAND AND GRAVEL

IN FOUR- AND FIVE-AXLE DUMP TRUCK EQUIPMENT FROM
DEFINED PRODUCTION AREAS TO DESIGNATED DELIVERY ZONES

IN NORTHERN CALIFORNIA

BY

DUMP TRUCK CARRIERS

Decision No. 90737

ISSUED EFFECTIVE SEPTEMBER 16, 1979

APPLICATION OF SURCHARGE

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 eighteen (18) percent. (See Exception)

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

EXCEPTION: The surcharge herein shall not apply to:

- 1. Items 180 and 190 - Accessorial charges;
- 2. Items 200 and 220 - (Railhead-to-railhead charges only);
- 3. Item 280 - Collect on Delivery (C.O.D.) Shipment.

THE END

Increase, Decision No. 90737

10/60, on advised