Decision No. 90737 August 28, 1979

CRICINAL

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 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.

And Related Matters.

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

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 10, 1979, Supplement 18, attached hereto and by this reference made a part hereof.

C. 5437, Pet. 305, et al. - FS \* 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. 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. 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. 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 longand 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. 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 \_\_\_\_\_\_\_, at San Francisco, California.

President

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

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Decision No. 90737

EFFECTIVE SEPTEMBER 16, 1979

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SUPPLEMENT 14 TO MINIMUM RATE TARIFF 7-A

### OAPPLICATION 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 seventeen and one-half (17%) percent. (See Exception)

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

EXCEPTION: The surcharge herein shall/not apply to:

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- Item 90 Accessorial charges;
- Items 100 and 110 (Railhead-to-railhead charges only); 2.
- Item 120 Bridge and Forry Toller
- Item 260 Additional charge for service.

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DEFINED PRODUCTION AREAS TO DESIGNATED DELIVERY ZONES

AND POINTS IN SOUTHERN CALIFORNIA

BY

RADIAL HIGHWAY COMMON CARRIERS

HIGHWAY CONTRACT CARRIERS

AND

DUMP TRUCK CARRIERS

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Decision No. 90737

EFFECTIVE SEPTEMBER 16, 1979

Issued by the PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA State Building, Civic Center Sen-Francisco, California 74707

### SUPPLEMENT 18 TO MINIMUM RATE TARIFF 17-A

# 44. TEMPETONIO OF SURCHARGE : 151 TOWNS (QUE SUPERACE)

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 (4)—cent-shall be dropped and fractions of one-half (4) 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;
- Items 200 and 220 (Railhead-to-railhead charges only);
- 3. Item 280 Collect on Delivery (C.O.D.) Shipment.

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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

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SUPPLEMENT 12 TO MINIMUM RATE TARIFF 20

#### OAPPLICATION 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 (%) cent shall be dropped and fractions of one-half (%) 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.

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