

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investiga-)
 tion for the purpose of consid-)
 ering and determining minimum)
 rates for transportation of used)
 household goods and related)
 property statewide as provided)
 in Minimum Rate Tariff 4-B and)
 the revisions or reissues)
 thereof.)

Case No. 5330
 Petition for Modification
 No. 109
 (Filed July 17, 1979)

OPINION AND ORDER

By this petition California Moving and Storage, Inc. (CMSA) seeks authority to increase the Territory A hourly rates and distance rates. CMSA states that household goods carriers are subject to many labor contracts with the Teamsters Union covering local areas, and historically minimum rates have been adjusted to reflect changes in labor contracts applicable in the Bay Area Counties of Santa Clara, San Mateo, San Francisco, Marin, Alameda and Contra Costa. CMSA indicates that the local contracts affecting this area were recently renegotiated and certain wage increases resulted from nearly six weeks of discussion.

The Commission's Freight Economics Branch made an analysis of the cost exhibits (as revised) and rate exhibit furnished by the petitioner and reported the sought rate increases were based upon the direct wage offset method of dealing with increased costs stemming from labor contracts effective July 1, 1979.

The requested increases amount to an average of two percent for distance rates and six percent for Territory A hourly rates. The proposal is within the President's wage-price guidelines.

The petition was listed on the Commission's Daily Calendar of July 20, 1979. In conjunction with its analysis of the petition the Commission's Freight Economics Branch contacted the California Manufacturers Association, IBM Corporation, General Services Administration, Traffic Managers Conference and the Xerox Corporation. No objection to the granting of the petition has been received.

In the circumstances, the Commission finds that the proposed increases are justified. A public hearing is not necessary. The Commission concludes that the petition should be granted as set forth in the ensuing order, and the effective date of this order should be the date hereof because there is an immediate need for this rate relief.

IT IS ORDERED that:

1. Minimum Rate Tariff 4-B (Appendix C to Decision No. 65521, as amended) is further amended by incorporating therein, to become effective thirty days after the date hereof, the revised tariff pages attached hereto and listed in Appendix A, which pages and appendix by reference are made a part hereof.
2. Common carriers subject to the Public Utilities Code, to the extent that they are subject also to Decision No. 65521, as amended, are directed to establish in their tariffs the increases necessary to conform with the further adjustments ordered by this decision.
3. Tariff publications required to be made by common carriers as a result of this order shall be filed and made effective thirty days after the date hereof and on not less than five days' notice to the Commission and to the public.
4. In all other respects Decision No. 65521, as amended, shall remain in full force and effect.

5. 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 Tariff 4-B.

6. The Executive Director shall serve a copy of each of the tariff amendments on each subscriber to Minimum Rate Tariff 4-B.

The effective date of this order is the date hereof.

Dated SEP 25 1979, at San Francisco, California.

John E. Bryan
President

Vernon L. Stegman

Robert W. Hoyle

Alvin J. Delaney

Lionel J. Spivey
Commissioners

C. 5330 (Pet. 109)

APPENDIX A

LIST OF REVISED PAGES
TO MINIMUM RATE TARIFF 4-B

FOURTEENTH	REVISED	PAGE	9
EIGHTEENTH	REVISED	PAGE	10
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(END OF APPENDIX A)

SECTION 1—RULES (Continued)	ITEM
<p style="text-align: center;">MIXED SHIPMENTS</p> <p>(a) When one or more commodities for which rates are not provided in this tariff are included in the same shipment with commodities for which rates are herein provided, the rate or rates applicable to the entire shipment may be determined as though all of the commodities were ratable under the provisions of this tariff at the combined weight of the mixed shipment; or the commodities for which rates are provided in this tariff may be transported at the applicable rates provided herein, and the commodities for which rates are not provided herein, at the rates provided in other Commission tariffs or which might be otherwise applicable, provided separate weights or other authorized units of measurement are furnished or obtained. In the event that the latter basis is used, the minimum charges provided in this tariff shall apply to the entire shipment.</p> <p>(b) When any uncrated portion of a shipment of commodities for which rates are herein provided requires protection against damage after receipt thereof by the carrier and such protection is afforded by the carrier by packing such uncrated portion of the shipment in containers, such portion so packed shall be rated as uncrated property.</p>	65
<p style="text-align: center;">APPLICATION OF RATES</p> <p>(a) Rates provided in Items 300, 320, 330 and 340 are for the transportation of shipments from point of origin to point of destination, from point of origin to point of storage-in-transit, or from point of storage-in-transit to point of destination, and include pickup and delivery, subject to Item 75.</p> <p>(b) For transportation of shipments for distances of 50 miles or less, rates shall apply in cents per hour (See Note), in cents per piece, or in cents per 100 pounds (Items 300, 320, 330 and 340), subject to Items 145, 150 and 155.</p> <p>(c) For transportation in excess of 50 miles, rates in Items 300 and 320 shall apply, subject to Item 55.</p> <p>(d) Rate in Item 350 shall apply for the accessorial services of packing and un-packing in the territory in which the service is performed.</p> <p>(e) Item 360 provides rates for transportation of empty shipping containers and a basis of charges for the furnishing of shipping containers and packing materials by the carrier.</p> <p>(f) Item 80 provides valuation charges for all shipments not released to a value of sixty (60) cents per pound, per article.</p> <p>NOTE.—The highest rated territory in or through which any service is performed shall determine the applicable hourly rate.</p>	70
<p style="text-align: center;">PICKUP AND/OR DELIVERY AT OTHER THAN GROUND FLOOR</p> <p>When shipments are picked up or delivered, or both, at other than ground floor, the following additional charges per pickup or delivery per flight and/or long carry shall be assessed:</p> <ol style="list-style-type: none"> 1. At hourly rates (Item 330) No additional charge. 2. At piece rate (Item 340) 165 cents per piece. 3. At distance rates (Items 300 and 320) 55 cents per 100 pounds. 	075
<p>◊ Increase, Decision No. 90852</p>	
<p>EFFECTIVE 10/25/74</p>	
<p>ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.</p>	

Correction

SECTION 1--RULES (Continued)	ITEM
<p style="text-align: center;">DECLARATION OF VALUE--VALUATION CHARGES (Concluded)</p> <p>(f) The following minimum valuation charges will apply to all shipments not released to a value of 60 cents per pound per article (See Note 1):</p> <p style="text-align: center;">TRANSPORTATION VALUATION CHARGE</p> <p style="text-align: center;">50 cents per each \$100 (or fraction thereof) of released valuation. (See Note 3)</p> <p style="text-align: center;">STORAGE-IN-TRANSIT VALUATION CHARGE</p> <p style="text-align: center;">10 cents per each \$100 (or fraction thereof) of released valuation. (See Note 2)</p> <p>NOTE 1.--If the shipper wishes to avoid these additional charges, he must enter a released value of 60 cents per pound per article on the shipping document.</p> <p>NOTE 2.--No charge shall be made where storage-in-transit of a shipment is undertaken for carrier's convenience.</p> <p>NOTE 3.--On shipments which are stored in transit in accordance with the provisions of Item 180, separate transportation valuation charges shall be assessed for the transportation from initial point of origin to point of storage and for the transportation from point of storage to point of destination.</p> <p>(g) Each shipping piece or package and contents thereof shall constitute one article, except that total component parts of any article taken apart or knocked down for handling and loading in vehicle shall constitute one article for the purpose of determining carrier's liability.</p> <p>NOTE.--When an entire shipment is transported in containers, lift vans, or shipping boxes, each shipping package, piece, or loose item not enclosed within a package in such containers, lift vans, or shipping boxes will constitute the article.</p>	80 (con- clud- ed)
<p style="text-align: center;">DISPOSITION OF FRACTIONS</p> <p>In computing a rate based on a percentage of another rate, the following rule shall be observed in the disposition of fractions:</p> <p style="text-align: center;">Fractions of less than $\frac{1}{4}$ or .50 of a cent, omit.</p> <p style="text-align: center;">Fractions of $\frac{1}{4}$ or .50 of a cent or greater, increase to next whole figure.</p>	85
<p style="text-align: center;">DIVERTED SHIPMENTS</p> <p>Charges upon a shipment transported under rates provided in Items 300 or 320 which has been diverted shall be computed at the applicable rate in effect on date of shipment from point of origin via each point where diversion occurs to final destination, plus an additional charge of \$13.40 for each diversion.</p>	090
<p>♦ Increase, Decision No. 90852</p>	
<p>EFFECTIVE 10/25/77</p>	
<p>Correction</p>	<p>ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.</p>

SECTION 1--RULES (Continued)	ITEM
<p style="text-align: center;">DELAYS IN PICKUP OR DELIVERY</p> <p>(a) If a carrier agrees with a shipper to pickup a shipment of used household goods on a specified date and/or time and it is unable to fulfill that commitment, the carrier shall notify the shipper, or person designated by the shipper, by telegram or telephone, at the carrier's expense, as soon as it becomes apparent that a promised date and/or time will not be met.</p> <p>(b) Whenever a carrier is unable to make delivery of a shipment of household goods on the date or during the period specified in the receipt or shipping order, the carrier shall notify the shipper, or person designated by the shipper, by telegram or telephone, at the carrier's expense, of the date on which delivery of the shipment will be made; such notification to be given not less than 24 hours prior to the date or during the period shown on the receipt of shipping order except when the circumstances causing the delay occur at a later time, in which case the notice shall be given as soon as possible but in no event more than 24 hours after the occurrence, provided, that the requirement of this paragraph shall not apply where the carrier is unable to obtain from the shipper an address or telephone number for such notification.</p> <p>(c) Claims for reimbursement for damages to a shipper because of carrier negligence in failing to pick up a shipment on the date promised or failing to deliver a shipment by the preferred date or period of time specified in the shipping order, confirmation of shipping instruction and rate quotation document, or other contract of carriage, presented by the shipper to the carrier shall be responded to by the carrier in accordance with Rule 2.7 of General Order No. 139.</p>	162
<p style="text-align: center;">WAITING OR DELAY</p> <p>When vehicle is held for convenience of the shipper or consignee through no fault of the carrier in connection with shipments moving or to be moved under rates contained in Items 300 or 320, a charge at the hourly rates provided in Item 330 will be assessed for each hour or fraction thereof over one hour.</p>	165
<p style="text-align: center;">SPLIT PICKUP</p> <p>Split pickup service may be accorded subject to the following conditions:</p> <p>(1) The charge for the composite shipment shall be paid by one consignor, consignee, or other interested party.</p> <p>(2) Split delivery service shall not be accorded.</p> <p>(3) In the event a lower aggregate charge results from treating one or more component parts as a separate shipment said charge may be applied.</p> <p>(4) Charges shall be computed as follows:</p> <p>(a) Under hourly rates (Item 330). Apply applicable rate for the total time consumed in loading at the point of origin of each component part, and unloading at point of destination, plus double the driving time between each such point. (Total time shall be converted into hours and/or fractions thereof in accordance with the provisions of Item 95.)</p> <p>(b) Under distance rates (Items 300 and 320). Apply the applicable rate to the total weight of the composite shipment for the distance from point of origin of any component part to point of destination via the points of origin of all other component parts, plus an additional charge of \$28.90 for each stop to load between first point of origin and point of destination.</p>	0170
<p>◊ Increase, Decision No. 90852</p>	
<p>EFFECTIVE <u>10/25/79</u></p>	
<p>ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.</p>	

Correction

MINIMUM RATE TARIFF 4-b

SECTION 1—RULES (Continued)	ITEM
<p style="text-align: center;">SPLIT DELIVERY</p> <p>Split delivery service may be accorded subject to the following conditions:</p> <p>(1) The charge for the composite shipment shall be paid by one consignor, consignee, or other interested party.</p> <p>(2) Split pickup service shall not be accorded.</p> <p>(3) In the event a lower aggregate charge results from treating one or more component parts as a separate shipment said charge may be applied.</p> <p>(4) Charges shall be computed as follows:</p> <p>(a) Under hourly rates (Item 130). Apply applicable rate for the total time consumed in loading at point of origin and unloading at point of destination of each component part, plus double the driving time between each such point. (Total time shall be converted into hours and/or fractions thereof in accordance with the provisions of Item 95.)</p> <p>(b) Under distance rates (Items 300 and 320). Apply the applicable rate to the total weight of the composite shipment for the distance from point of origin to point of destination of any component part via the points of destination of all other component parts, plus an additional charge of \$28.90 for each stop to unload between point of origin and final point of destination.</p>	0175
<p style="text-align: center;">STORAGE IN TRANSIT (See Note 1)</p> <p>Shipments may be stored once in transit for a period not to exceed 60 days from the date of unloading at storage point. (See Note 2)</p> <p>Charges shall be computed on the following basis:</p> <p>(a) The applicable transportation rate from initial point of origin to point of storage, plus</p> <p>(b) The applicable transportation rate from point of storage to point of destination, plus</p> <p>(c) Warehouse handling and storage charge of \$1.35 per 100 pounds for each 30-day period or fraction thereof, subject to a minimum charge of \$6.55 for each 30-day period.</p> <p>NOTE 1.—On shipments subject to hourly rates both into and out of point of storage in transit the weight of the shipment for purposes of determining the storage-in-transit charge may be estimated by multiplying the total cubic feet of storage space occupied by the shipment on the warehouse platform or in the warehouse by 7 pounds per cubic foot.</p> <p>NOTE 2.—In the event a shipment remains in storage in excess of 60 days, the point of storage in transit shall be considered the point of destination and thereafter shall be subject to the rules, regulations and charges of the individual warehouseman. Charges for subsequent delivery shall be assessed on the basis of the charges applicable from point of storage to point of delivery.</p>	0180
<p>◊ Increase, Decision No. 90852</p>	
<p>EFFECTIVE <i>10/25/79</i></p>	
<p>ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.</p> <p>Correction</p>	

MINIMUM RATE TARIFF (L-3)

SECTION 3--RATES							ITEM
DISTANCE RATES IN CENTS PER 100 POUNDS (1) (2) (3) (4)							
Rates named in this item apply only to shipments transported between points located within Region 1. (See Note)							
Miles		Any Quantity	Minimum Weight				0300
Over	But Not Over		1,000 Pounds	2,000 Pounds	5,000 Pounds	8,000 Pounds	
0	10	2015	1230	880	730	630	
10	20	2050	1270	910	745	645	
20	30	2085	1290	925	775	660	
30	40	2120	1315	945	780	670	
40	50	2145	1335	960	790	680	
50	60	2180	1355	970	810	695	
60	70	2215	1370	985	825	705	
70	80	2250	1390	1000	840	720	
80	90	2280	1415	1015	860	740	
90	100	2325	1435	1025	875	755	
100	120	2360	1455	1045	890	775	
120	140	2420	1490	1070	910	800	
140	160	2485	1530	1105	945	830	
160	180	2550	1570	1130	975	855	
180	200	2620	1605	1155	1010	885	
200	225	2685	1655	1190	1040	915	
225	250	2760	1705	1225	1080	955	
250	275	2820	1740	1260	1115	980	
275	300	2895	1780	1290	1150	1030	
300	325	2950	1820	1325	1180	1060	
325	350	3000	1860	1355	1210	1095	
350	375	3055	1895	1385	1245	1130	
375	400	3120	1925	1415	1280	1165	
400	425	3150	1955	1445	1315	1190	
425	450	3175	1985	1475	1345	1220	
450	475	3205	2020	1505	1385	1265	
475	500	3250	2055	1540	1420	1295	
500	550	3295	2110	1585	1460	1340	
550	600	3345	2165	1625	1515	1390	
600	650	3395	2210	1680	1570	1450	
650	700	3455	2265	1735	1635	1495	
700	750	3505	2315	1785	1680	1535	
750	800	3560	2365	1835	1730	1585	
800	850	3605	2405	1880	1780	1630	
850	---						

o Add to rate for 850 miles 45 cents per 100 pounds for each 50 miles or fraction thereof in excess of 850 miles.

(1) Minimum Charge--the charge for 100 pounds at the applicable rate.
 (2) See Item 70 for application of rates.
 (3) See Item 50 for computation of distances.
 (4) See item 220 for Region descriptions.

NOTE.--Rates named in this item apply in connection with split pickup and split delivery shipments only when points of origin and points of destination of all component parts of such shipments are located within Region 1. Rates named in Item 320 shall apply to split pickup and split delivery shipments excluded from the provisions of this item.

o Increase, except as noted } Decision No. **90852**
 o No change }

EFFECTIVE **Oct 25-75**

ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA,
 SAN FRANCISCO, CALIFORNIA.

Correction

SECTION 3—RATES (Continued)							ITEM	
DISTANCE RATES IN CENTS PER 100 POUNDS (1) (2) (3) (4)								
Rates named in this item apply only to shipments transported between points located within Region 2; and between points located in Region 1, on the one hand, and points located in Region 2, on the other hand.								
Miles		Any Quantity	Minimum Weight					
Over	But Not Over		1,000 Pounds	2,000 Pounds	3,000 Pounds	8,000 Pounds		
0	10	2015	1230	880	730	630		
10	20	2050	1270	910	745	645		
20	30	2085	1290	925	775	655		
30	40	2120	1315	945	780	670		
40	50	2150	1340	960	800	685		
50	60	2185	1370	985	810	695		
60	70	2220	1390	995	825	705		
70	80	2260	1415	1010	840	720		
80	90	2300	1440	1025	860	740		
90	100	2350	1470	1045	880	755		
100	120	2405	1505	1070	900	775		
120	140	2470	1550	1100	935	805		
140	160	2540	1590	1130	970	835		
160	180	2615	1640	1170	1010	870		
180	200	2700	1690	1200	1045	905		
200	225	2780	1760	1245	1090	955	0320	
225	250	2855	1805	1275	1115	980		
250	275	2930	1850	1310	1160	1025		
275	300	3000	1895	1355	1200	1070		
300	325	3050	1940	1380	1235	1110		
325	350	3120	1985	1415	1265	1150		
350	375	3145	2015	1445	1305	1180		
375	400	3205	2045	1475	1345	1210		
400	425	3245	2075	1500	1375	1235		
425	450	3290	2100	1535	1405	1270		
450	475	3320	2125	1560	1425	1300		
475	500	3350	2160	1595	1450	1330		
500	550	3380	2190	1630	1490	1365		
550	600	3405	2225	1675	1545	1405		
600	650	3445	2260	1720	1600	1450		
650	700	3480	2295	1760	1655	1495		
700	750	3525	2315	1795	1695	1550		
750	800	3560	2365	1835	1730	1585		
800	850	3605	2405	1880	1780	1630		
350	—		o Add to rate for 850 miles 45 cents per 100 pounds for each 50 miles or fraction thereof in excess of 850 miles.					
(1) Minimum Charge—the charge for 100 pounds at the applicable rate. (2) See Item 70 for application of rates. (3) See Item 50 for computation of distances. (4) See Item 220 for Region descriptions.								
o Increase, except as noted) o No change) Decision No. 90852								
EFFECTIVE Oct 25-79								
ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.								
Correction								

MINIMUM RATE TARIFF 4-2

SECTION 3--RATES (Continued)				ITEM														
RATES IN CENTS PER HOUR (1) (2) (Applies for Distances of 50 Constructive Miles or Less)																		
Unit of Equipment:	TERRITORY (3)																	
	OA	B	C															
(a) with driver-----	2585	1975	2170	0330														
(b) with driver and 1 helper-----	4805	3405	3810															
Additional helpers, per man-----	1750	960	1140															
Minimum Charge—the charge for one hour.																		
(1) See Item 70 for application of rates. (2) See Item 95 for computation of time. (3) See Item 210 for territorial descriptions.																		
DISTANCE RATES IN CENTS PER PIECE (1) (2) (Applies to Shipments of Not More Than 5 Pieces for Distances of 50 Miles or Less)																		
<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th colspan="3" style="text-align: center;">FIRST PIECE</th> <th rowspan="3" style="text-align: center;">Each Additional Piece</th> </tr> <tr> <th colspan="3" style="text-align: center;">MILES (3)</th> </tr> <tr> <th style="text-align: center;">Not Over 10</th> <th style="text-align: center;">Over 10 but Not Over 20</th> <th style="text-align: center;">Over 20</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">1785</td> <td style="text-align: center;">3325</td> <td style="text-align: center;">4445</td> <td style="text-align: center;">615</td> </tr> </tbody> </table>				FIRST PIECE			Each Additional Piece	MILES (3)			Not Over 10	Over 10 but Not Over 20	Over 20	1785	3325	4445	615	0340
FIRST PIECE			Each Additional Piece															
MILES (3)																		
Not Over 10	Over 10 but Not Over 20	Over 20																
1785	3325	4445	615															
(1) See Item 70 for application of rates. (2) Rates in this item will not apply to split pickup or split delivery shipments, or storage in transit privileges. (3) See Item 50 for computation of distances.																		
Change } Decision No. S0852 Increase }																		
EFFECTIVE OCT 25 79																		
ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.																		
Correction																		

MINIMUM RATE TARIFF 4-R

SECTION 3—RATES (Concluded)				ITEM
ACCESSORIAL RATES				
Rates in Cents per Man per Hour (1) (2) (3)				
	TERRITORY (4)			
	0A	B	C	
	Packing Unpacking	2160	1570 1755	
Minimum Charge—the charge for one hour.				
(1) See Item 70 for application of rates. (2) See Item 95 for computation of time. (3) Rates do not include cost of materials. (See Item 360) (4) See Item 210 for description of territories.				
RATES AND CHARGES FOR PICKING UP OR DELIVERING SHIPPING CONTAINERS AND PACKING MATERIALS				
1. In the event new or used shipping containers, including wardrobes, are delivered by the carrier, its agent, or employees, prior to the time shipment is tendered for transportation, or such containers are picked up by the carrier, its agents or employees subsequent to the time delivery is accomplished, the following transportation charges shall be assessed: (See Note 1)				
		In Cents		
	Each container, set up-----	285		
	Each bundle of containers, folded flat--	285		0360
	Minimum charge, per delivery-----	1390		
2. (a) Shipping containers, including wardrobes (See Note 2) and packing materials which are furnished by the carrier at the request of the shipper, will be charged for at not less than the actual original cost to the carrier of such materials, F.O.B. carrier's place of business.				
(b) In the event such packing materials and shipping containers are returned to any carrier participating in the transportation thereof when loaded, an allowance may be made to the consignee or his agent of not to exceed 75 percent of the charges assessed under the provisions of paragraph 2(a).				
NOTE 1.—If the hourly rates named in Item 330 provide a lower charge than the charge in paragraph 1 of this item, such lower charge shall apply.				
NOTE 2.—No charge will be assessed for wardrobes on shipments transported at the rates provided in Item 330.				
☞ Change } ☞ Increase }		Decision No.	90852	
EFFECTIVE <i>Oct 25-76</i>				
ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.				
Correction				