

Decision No. 90893 ~~OCT~~ 10 1979

**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 )  
petroleum and petroleum products )  
in bulk, in tank truck equipment )  
statewide as provided in Minimum )  
Rate Tariff 6-B and the revi- )  
sions or reissues thereof. )

Case No. 5436  
Petition for Modification  
No. 281  
(Filed March 7, 1979)  
(Amended June 15, 1979)  
(Amended July 13, 1979)  
(Amended August 16, 1979)  
(Amended September 24, 1979)

And Related Matter. )

Case No. 6008  
Petition for Modification  
No. 39  
(Filed March 7, 1979)  
(Amended June 15, 1979)  
(Amended July 13, 1979)  
(Amended August 16, 1979)  
(Amended September 24, 1979)

FIFTH INTERIM OPINION AND ORDER

In Decision No. 90354, which eliminated Minimum Rate Tariffs 6-B and 13, effective January 31, 1980, the Commission indicated that rate levels in those tariffs would not be further adjusted except in the event that "exceptional need" arises. The recent escalation in fuel costs caused by the nationwide energy shortage has created such an exceptional need.

Decision No. 90390, entered today in Case No. 5432 (Petition 1042), et al., and Cases Nos. 5436 (Petition 281) and 6008 (Petition 39) provided that Minimum Rate Tariffs 6-B and 13 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 6-B (Appendix A to Decision No. 82350, as amended) is further amended by incorporating therein, to become effective October 28, 1979, Supplement 15, attached hereto and by this reference made a part hereof.

2. Minimum Rate Tariff 13 (Appendix B to Decision No. 55584, as amended) is further amended by incorporating therein, to become effective October 28, 1979, Supplement 10, attached hereto and by this reference made a part hereof.

3. Common carriers subject to the Public Utilities Act, to the extent that they are subject also to Decisions Nos. 82350 and 55584, as amended, are directed to establish in their tariffs the increases necessary to conform with the further adjustment ordered by this decision.

4. Common carriers maintaining rates on a level other than the minimum rates for transportation for which rates are prescribed in Minimum Rate Tariffs 6-B and 13 are authorized to increase such rates by the same amounts authorized by this decision for the respective tariff rates.

5. Common carriers maintaining rates on the same level as Minimum Rate Tariffs 6-B and 13 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.

6. 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 6-B and 13 are authorized to increase such rates by the same amounts authorized by this decision for the respective tariff rates.

7. 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.

8. 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.

9. 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.

10. In all other respects, Decisions Nos. 82350 and 55584, as amended, shall remain in full force and effect.

11. 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 6-B and 13.

12. The Executive Director shall serve a copy of the tariff amendments on each subscriber to Minimum Rate Tariffs 6-B and 13.

The effective date of this order is the date hereof.

Dated OCT 10 1979, at San Francisco, California.

John E. Guyer  
President

Thomas L. Stinson

Richard D. Howell

Lawrence J. ...  
Commissioners

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

REGULATORY DIVISION OF THE STATE COMMISSION OF PUBLIC UTILITIES

WHEREAS the Commission has received and considered petitions for review of the Commission's decision in the matter of the proposed surcharge supplement to the public utility rates of the State of California, and

and whereas the Commission has determined that the proposed surcharge supplement to the public utility rates of the State of California (Supplement 15) contains all changes to the public utility rates of the State of California (Supplement 14) and

and whereas the Commission has determined that the proposed surcharge supplement to the public utility rates of the State of California (Supplement 15) is in the public interest, it is hereby ordered that the proposed surcharge supplement to the public utility rates of the State of California (Supplement 15) be approved and

MINIMUM RATE TARIFF 6-8

(a) C	0.001	per	month	(1)
(b) C	0.001	per	month	(2)
NAMING	0.001	per	month	(3)
(c) C	0.001	per	month	(4)
MINIMUM RATES AND RATES	0.001	per	month	(5)
(d) C	0.001	per	month	(6)
FOR THE	0.001	per	month	(7)
(e) C	0.001	per	month	(8)
TRANSPORTATION	0.001	per	month	(9)
(f) C	0.001	per	month	(10)
PETROLEUM AND PETROLEUM PRODUCTS	0.001	per	month	(11)
(g) C	0.001	per	month	(12)
(AS DESCRIBED HEREIN)				
WHEN TRANSPORTED IN BULK IN TANK TRUCKS,				
TANK TRAILERS OR TANK SEMITRAILERS				
OVER THE PUBLIC HIGHWAYS WITHIN				
THE STATE OF CALIFORNIA				
(h) C	0.001	per	month	(13)
(i) C	0.001	per	month	(14)
BY	0.001	per	month	(15)
(j) C	0.001	per	month	(16)
PETROLEUM CONTRACT CARRIERS	0.001	per	month	(17)
(k) C	0.001	per	month	(18)

and whereas the Commission has determined that the proposed surcharge supplement to the public utility rates of the State of California (Supplement 15) is in the public interest, it is hereby ordered that the proposed surcharge supplement to the public utility rates of the State of California (Supplement 15) be approved and

END

Decision No.

90893

EFFECTIVE

10/28/79

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:

1. By twelve (12) percent on charges computed at rates set forth in Items 400, 510 (Note 20, only), 515, 520 (Note 20, only), 523, 525 (Except Note 9), 526, 527 (Except Note 14), 528, 529 and 529.1.
2. By twelve and one-half (12½) percent on charges computed at rates set forth in Items 410 and 420.
03. By eight (8) percent on charges computed at rates set forth in items specified below:
  - (a) Item 160;
  - (b) Item 170, Paragraph 3 (a);
  - (c) Item 220, Note 1;
  - (d) Item 240, Paragraph 1 and 2; Note 1;
  - (e) Item 260, Paragraph 1 (a); Note 4;
  - (f) Item 280, Paragraph 1;
  - (g) Item 500, Paragraph 3(b); Note 5(a) (per hour charge); Note 11; Note 15;
  - (h) Item 505, Paragraph 3(b); Note 5(a) (per hour charge); Note 12;
  - (i) Item 510, Paragraph 3(c); Note 7; Note 11; Note 15;
  - (j) Item 520, Paragraph 3(c); Note 7; Note 11; Note 15.
4. By nine and one-quarter (9¼) cents per mile for mileage rates and charges in:
  - (a) Item 170, Paragraph 3(b);
  - (b) Item 500, Paragraph 3(c);
  - (c) Item 500, Note 5(a);
  - (d) Item 500, Note 5(b);
  - (e) Item 505, Paragraph 3(c);
  - (f) Item 505, Note 5(a);
  - (g) Item 505, Note 5(b);
  - (h) Item 510, Paragraph 3(d);
  - (i) Item 510, Note 19(c);
  - (j) Item 520, Paragraph 3(d);
  - (k) Item 525, Note 9;
  - (l) Item 527, Note 14.

For purpose 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.

THE END

o Increase, except as noted  
o No Change

Decision No.

59893

62802

MINIMUM RATE TARIFF 13

SUPPLEMENT 10  
(Supplement 10 Contains All Changes)  
Cancels Supplement 9

MINIMUM RATE TARIFF 13

NAMING  
MINIMUM RATES AND RULES  
FOR THE

TRANSPORTATION BY VACUUM-TYPE TANK  
VEHICLES AND BY PUMP-TYPE TANK  
VEHICLES OF PROPERTY OVER THE PUBLIC  
HIGHWAYS WITHIN THE STATE OF  
CALIFORNIA  
BY  
RADIAL HIGHWAY COMMON CARRIERS  
HIGHWAY CONTRACT CARRIERS  
AND  
PETROLEUM CONTRACT CARRIERS

Decision No.

90393

EFFECTIVE

10/28/79

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 (5) 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 60 - Accessorial charges;
2. Item 122 - Collect-on Delivery (C.O.D.) Shipments;
3. Item 360 - Helper Rates.

THE END  
 XX  
 BUREAU OF CUSTOMS AND EXCISE  
 DEPARTMENT OF COMMERCE  
 WASHINGTON, D. C.

o Increase, Decision No.

90893

10/20/50

RECEIVED

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DECISION NO.

U.S. CUSTOMS AND EXCISE  
 BUREAU OF CUSTOMS AND EXCISE  
 DEPARTMENT OF COMMERCE  
 WASHINGTON, D. C.