

OCT 10 1979

Decision No. 90904

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Richard Frank Haro,)
dba, Haro Trucking Co. for)
authority to deviate from minimum)
rates on wine, liquor, rum and)
mineral water distributed by)
Joseph George Distributors,)
Santa Clara, California.)

Application No. 59062
(Filed August 13, 1979)

OPINION AND ORDER

By this application Richard Frank Haro, an individual, doing business as Haro Trucking Co., seeks authority to deviate from the provisions of Minimum Rate Tariff 2 (MRT 2), for the transportation of liquor, rum, wine and mineral water for Joseph George Distributors between points in an area from San Francisco down the peninsula to as far south as Salinas.

Applicant states that the loading and unloading will be done by the shipper and/or consignee with power equipment or limited to one hour of free time for loading by consignor and one hour free time for unloading by consignee to minimize loading and unloading time. According to the application shipments will be prepaid and released at a value of \$2.00 per gallon or one-half of actual value, whichever is less. Applicant estimates that the amount of business will double under the new rates.

Revenue and expense data submitted by applicant indicate that the transportation involved may reasonably be expected to be profitable under the proposed rates. The application was listed on the Commission's Daily Calendar of August 14, 1979. No objection to the granting of the application has been received.

In the circumstances, the Commission finds that applicant's proposal is reasonable. A public hearing is not necessary. The Commission concludes that the application 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.

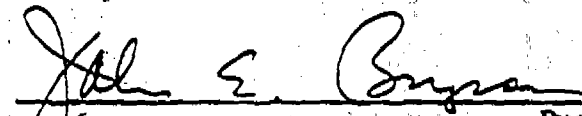
IT IS ORDERED that:

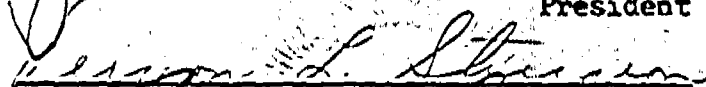
1. Richard Frank Haro, an individual, doing business as Haro Trucking Co. is authorized to perform the transportation shown in Appendix A, attached hereto and by this reference made a part hereof, at not less than the rates set forth therein.


2. The authority granted herein shall expire one year after the effective date of this order unless sooner canceled, modified or extended by further order of this Commission.

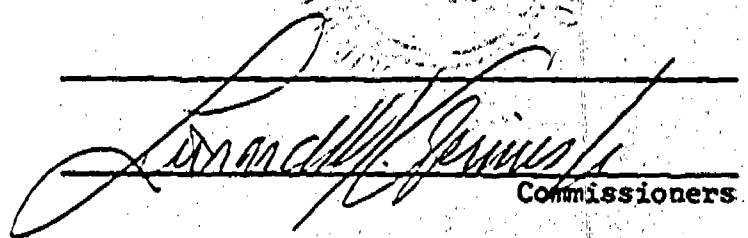
The effective date of this Order is the date hereof.

Dated OCT 10 1979, at San Francisco, California.



President






Commissioners

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

Carrier: Richard Frank Haro, an individual, doing business as Haro Trucking Co.

Shipper: Joseph George Distributors

Commodities and Territory:

Liquor (111450), in glass, in boxes.

Between: Santa Clara and
San Francisco, South San Francisco,
Burlingame, Menlo Park and Salinas.

Wine (111510), in containers, in boxes or barrels.

Between: Santa Clara and
Belmont, San Jose, Salinas and Santa Cruz.

Mineral Water (196500) Sub. 1.

Between: Santa Clara and
San Francisco, Belmont, Salinas and Santa Cruz.

Conditions:

- a. Applies only in connection with prepaid shipments released to a value of \$2.00 per gallon or $\frac{1}{4}$ of actual value, whichever is less. Shipper must enter the following statement on the bill of lading:

"The agreed or declared value of the property is hereby stated by the shipper to be one-half of actual value or two dollars per gallon, whichever is less."

- b. When applied in connection with provisions of Items 160 through 173 (Split Pickup or Delivery) of MRT 2, a maximum of two component parts will be allowed.

Liquor and Rum:

Between	Minimum Weight: 40,000 Pounds
Santa Clara/and	Rates in Cents per 100 Pounds
San Francisco	50
South San Francisco	48
Burlingame	48
Menlo Park	44
Salinas	57

Applies only in connection with shipments loaded by consignor and unloaded by consignee with power equipment, furnished and used without expense to the carrier. In such circumstances the physical assistance of the carrier employee is restricted to work within or on carrier's equipment and does not include stacking, unstacking, removal or placement of merchandise on pallets. The carrier or his employee may not engage or pay for the services of helpers or other parties under any circumstances.

Wine:

Between	Minimum Weight: 45,000 Pounds
Santa Clara/and	Rates in Cents per 100 Pounds
San Jose	10
Belmont	31
Salinas	65
Santa Cruz	38

An allowance of one hour free time for loading by the consignor and one hour free time for unloading by the consignee shall be made for each unit of carrier's equipment used.

Mineral Water:

Between	Minimum Weight: 40,000 Pounds
Santa Clara/and	Rates in Cents per 100 Pounds
San Francisco	50
Belmont	31
Salinas	65
Santa Cruz	38

An allowance of one hour free time for loading by the consignor and one hour free time for unloading by the consignee shall be made for each unit of carrier's equipment used.

1. All surcharges as of July 1, 1979, are included in the above rates. The above rates shall be subject to any surcharges applicable after July 1, 1979.
2. Applicant has not indicated that subhaulers will be engaged nor have any costs of subhaulers been submitted. Therefore, if subhaulers are employed, they shall be paid no less than the rates authorized herein, without any deduction for use of applicant's trailing equipment.
3. In all other respects, the rates and rules in Minimum Rate Tariff 2 shall apply.

(END OF APPENDIX A)