

Decision No. 90962

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investi-)
gation for the purpose of con-)
sidering and determining minimum)
rates for the transportation of)
any and all commodities state-)
wide including, but not limited)
to those rates which are provided)
in Minimum Rate Tariff 2 or)
reissues thereof.)

Case 5432
Petition for Modification
No. 1046

SECOND SUPPLEMENTAL OPINION AND ORDER

It has come to the Commission's attention that Decision No. 90665 does not reflect the intent of said decision with respect to the identification to certain chemicals or chemical products in connection with the mixture provisions of Items 325 and 820 of Minimum Rate Tariff 2.

IT IS ORDERED that:

1. Minimum Rate Tariff 2 (Appendix D to Decision 31606, as amended) is further amended by incorporating therein, to become effective November 25, 1979, the revised pages contained in Appendix A, attached hereto and by this reference made a part hereof.
2. Tariff publications of common carriers shall be made effective not earlier than November 25, 1979 on not less than ten days' notice to the Commission and to the public.
3. In all other respects Decision 90665, as amended, shall remain in full force and effect.

The effective date of this order is the date hereof.

Dated OCT 23 1979, at San Francisco, California.

Commissioner JOHN E. BRYSON

Present but not participating.

Commissioner Vernon L. Sturgeon, being necessarily absent, did not participate in the disposition of this proceeding.

President

Richard D. Howell

Gene D. ...

Donald W. ...
Commissioners

C. 5432, Pet. 1046

APPENDIX A

LIST OF REVISED PAGES TO MINIMUM RATE TARIFF 2

THIRD	REVISED	PAGE	31.1
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FIRST	REVISED	PAGE	31.3-A
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SECOND	REVISED	PAGE	66-N-6
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(END OF APPENDIX A)

MINIMUM RATE TARIFF 2

SECTION 1--RULES OF GENERAL APPLICATION (Continued)		ITEM
EXCEPTIONS TO GOVERNING CLASSIFICATION AND EXCEPTION RATINGS TARIFF (Continued)		Class Rating
(Numbers within parentheses immediately following commodities shown below refer to such commodities as they are described in the corresponding item numbers of the Governing Classification.)		
<p>CHEMICALS AND RELATED ARTICLES</p> <p>PART A</p> <p>Batteries, alkaline or carbon zinc type dry cell, in boxes (60680), in mixed shipments not to exceed 50 percent of the total weight of shipment, with commodities named in this item.</p> <p>Plastic Materials, Other Than Expanded, Group: Flakes, NOI, Granules, Lumps, Pellets, Powder, or Solid Mass (156200), Liquid, NOI, (156240) in mixed shipments, only when mixed with commodities named in this item not to exceed 80 percent by weight.</p> <p>Proprietary Anti-Freeze or Engine Coolant Preparations (45970), in straight shipments, or in mixed shipments with commodities named in this item.</p> <p>Truckload: Minimum weight 30,000 pounds per unit of carrier's equipment, subject to Notes 1 through 7-----</p> <p>PART B</p> <p>The commodities listed in this part apply only in mixed shipments with one or more of the commodities named in this item, and only when the weight of commodities in Part B does not exceed 50 percent of the total weight of the shipment.</p> <p>Acids, liquid in drums Acetic (3020, Sub 3) Formic (4140, Sub 3) Adhesives, Adjuvants, Spreaders or Stickers, Sprayable Product, liquid in barrels (4610) Bags, envelopes, packets or pouches, NOI (20480, Sub 4) Brake Fluid, other than Petroleum (30040) Buffing or Polishing Compounds, NOI (33440) Chemicals, in barrels, viz.: Acetates: Amyl (43160, Sub 3) Potassium (45650) Butyl (43570, Sub 2) Propyl (45980, Sub 1) Ethyl (44460, Sub 1) Sodium (46090, Sub 1) Isobutyl (44840, Sub 1) Vinyl (47230, Sub 1) Isopropyl (44860, Sub 1) Acetic Anhydride (42630, Sub 3) Acetone, NOI (42640, Sub 3) Acrylate, butyl, ethyl, isobutyl or methyl, or methyl methacrylate monomer (42650)</p>		35 0325
(Continued on following page)		
<p>Change, Decision No. 90962</p>		
		EFFECTIVE 11/25/79
<p>Correction</p>		ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.

SECTION 1--RULES OF GENERAL APPLICATION		ITEM
EXCEPTIONS TO GOVERNING CLASSIFICATION AND EXCEPTION RATINGS TARIFF (continued)		
(Numbers within parentheses immediately following commodities shown below refer to such commodities as they are described in the corresponding item numbers of the Governing Classification.)		Class Rating
<p>CHEMICALS AND RELATED ARTICLES (Continued)</p> <p>PART B (Continued):</p> <p>Chemicals, in barrels, viz.: (continued)</p> <p>§Alcohols, NOI (42670, Sub 4)</p> <p>§Alcohols in barrels (42690, Sub 1)</p> <p> Amyl</p> <p> Butyl</p> <p> Denatured</p> <p> Isobutyl</p> <p> Isopropanol or Propyl</p> <p> Methanol, (methyl alcohol, liquid)</p> <p> Octyl or isocetyl, other than perfumery grade</p> <p> Solvent, Denatured</p> <p> Tridecyl, other than perfumery grade</p> <p> Methyl isobutyl carbinol (42720, Sub 2)</p> <p>Chemicals, NOI (43940, Sub 2)</p> <p>Diacetone (44230, Sub 3)</p> <p>Dibutyl, diethyl or dimethyl phthalate (44240)</p> <p>Ethylene dichloride (44495, Sub 1)</p> <p>Ethylene oxide (44500, Sub 1)</p> <p>Glycols (44620):</p> <p> Diethylene</p> <p> Dipropylene</p> <p> Ethylene</p> <p> Hexylene</p> <p> Polyethylene</p> <p> Polypropylene</p> <p> Propylene</p> <p> Triethylene</p> <p>Heat Transfer agents or media, NOI (45970, Sub 2)</p> <p>§Ketones:</p> <p> Di-isobutyl (44330, Sub 2)</p> <p> Methyl butyl, methyl ethyl or methyl isobutyl (45280, Sub 1)</p> <p> Monethanolamine, diethanolamine or triethanolamine (45330, Sub 2)</p> <p>§Proprietary De-Icing Preparations in containers & boxes (45970, Sub 1)</p> <p>Propylene Dichloride (46000, Sub 1)</p> <p>Propylene Oxide (46010)</p> <p>Resin, coal tar or petroleum, or resin compounds (46030)</p> <p>Styrene, Liquid (46750)</p> <p>Toluol (Toluene) (47190, Sub 1)</p> <p>Compounds, viz.:</p> <p> §Boiler cleansing, preserving, scale preventing or scale removing, liquid (50093, Sub 2)</p> <p> §Cleaning, NOI, liquid (48580, Sub 3)</p> <p> Cleaning, NOI, other than liquid (48581)</p> <p> Cement clinker grinding (50120, Sub 3)</p> <p> Compound or fluids, internal combustion engine starting (50435)</p> <p> Concrete or masonry plasticizer and water reducing (34040)</p> <p style="text-align: center;">(Continued on following page)</p>		<p>Sec Ratings on previous page</p> <p>§325 (Continued)</p>
<p>§ Change, Decision No.</p> <p style="text-align: center; font-size: 24pt;">90962</p>		
		EFFECTIVE <u>11/25/79</u>
ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.		
Correction		

SECTION 1--RULES OF GENERAL APPLICATION (Continued)		ITEM
<p>EXCEPTIONS TO GOVERNING CLASSIFICATION AND EXCEPTION RATINGS TARIFF (Continued)</p> <p>(Numbers within parentheses immediately following commodities shown below refer to such commodities as they are described in the corresponding item numbers the Governing Classification)</p>		Class Rating
<p>CHEMICALS AND RELATED ARTICLES (Continued)</p> <p>PART B (continued)</p> <p>Compounds, viz.: (continued)</p> <ul style="list-style-type: none"> Defoaming (50140, Sub 1) Fireproofing or retardants, liquid, flame, NOI (50155, Sub 3) Foundry core, NOI (50180, Sub 2) Gas purifying, NOI (50200) Iron or Steel Rust Preventing, other than Petroleum (50234, Sub 3) Water Absorption or Anti-Icing, motor fuel, liquid (50337) Gases, Compressed as described in Items 85520 through 86180 Ink Materials, NOI, Solvents, in barrels (101760, Sub 3) Oils, other than Petroleum, Lubricating, NOI, in barrels (145000, Sub 2) Paint Group: (150090, Sub 1) Plasticizers Solvents, paint, varnish, resin Compounds, paint, resin, or adhesive, increasing reducing, removing, thickening or thinning. Refrigerants, NOI, liquid or gas, or Dispersant or Refrigerant Cases, NOI, in metal drums, cylinders, or tanks or in metal cans or boxes (169270) Sausage or food product casing (172440) <p>PART C</p> <p>The commodities listed in this part apply only in mixed shipments with one or more of the commodities listed in this item, and only when the weight of commodities in Part C does not exceed 25 percent of the total weight of the shipment.</p> <ul style="list-style-type: none"> Electrical equipment group, in boxes: Batteries, electric NOI (60700) Chargers, battery (61270, Sub 1) Electrodes, arc lamps (61720), not to exceed 12 volts Lamp or lighting group: Lamps, electric, incandescent, NOI (109550), not to exceed 12 volts Lamps, electric, fluorescent, other than neon (190600), not to exceed 12" in length Lamps, electric, sealed beam, other than automobile (109610), not to exceed 12 volts Flashlights, electric, hand, in boxes, without batteries (109800, Sub 1) Flashlights, electric, hand, in boxes, with not less than normal complement of batteries (109800, Sub 2) Lamp lenses, plastic (156600, Sub 4) <p>(Continued on following page)</p>		<p>See Ratings on previous page</p> <p>§325 (Continued)</p>
<p>§ Change, Decision No. 90962</p>		
		<p>EFFECTIVE 11/25/79</p>
<p>Correction,</p>		<p>ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.</p>

SECTION 1--RULES OF GENERAL APPLICATION (Continued)	ITEM
<p style="text-align: center;">EXCEPTIONS TO GOVERNING CLASSIFICATION AND EXCEPTION RATINGS TARIFF (Continued)</p> <p>(Numbers within parentheses immediately following commodities shown below refer to such commodities as they are described in the corresponding item numbers of the Governing Classification)</p>	<p style="text-align: center;">Class Rating</p>
<p>CHEMICALS AND RELATED ARTICLES (Continued)</p> <p>NOTE 1.--Shipments transported subject to the provisions of this item are not subject to the provisions of the mixed shipment rule, except as provided herein; but are subject to all provisions of the Hazardous Materials Tariff.</p> <p>NOTE 2.--Applies only in connection with prepaid shipments released to one-half (½) actual value or 50¢ per pound, per article, whichever is less. Shipper must enter the following statement on the bill of lading:</p> <p style="padding-left: 40px;">"The agreed or declared value of the property is hereby stated by this shipper to be one-half (½) of actual value or 50¢ per pound, per article, whichever is less."</p> <p style="padding-left: 40px;">*If the shipper fails or declines to declare such value in writing, the provisions of this item will not apply.</p> <p>NOTE 3.--Not more than 15 component parts shall be permitted in connection with shipments moving in split delivery service.</p> <p>NOTE 4.--An allowance of two (2) hours free time for loading shall be made for each unit of equipment used. Excess loading time shall be computed at the rates named in Item 145 herein. Time shall be computed from time of arrival of carrier's equipment at place of loading until loading is completed and carrier's equipment is released.</p> <p>NOTE 5.--This item does not apply to shipments which have origin or destination on steamship docks or oil well sites.</p> <p>NOTE 6.--Rates resulting from application of the provisions of this item may not be used in combination with any other rates.</p> <p>NOTE 7.--NOT APPLICABLE in connection with the following items:</p> <ul style="list-style-type: none"> (a) Items 160-163-----Split Pickup (b) Item 182-----Collect on Delivery (C.O.D.) Shipments (c) Items 185-187-3-----Temperature Control Service 	<p style="text-align: center;">See Ratings on previous page</p> <p style="text-align: center;">#325 (Con- clud- ed)</p>
<p>Change) - Addition) Decision No. 90962</p>	
<p style="text-align: right;">EFFECTIVE 11/25/79</p>	
<p style="text-align: center;">ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.</p> <p>Correction</p>	

MINIMUM RATE TARIFF 2

SECTION 3-A--PRODUCTIVITY EXCEPTIONS (Continued)	ITEM
<p>PRODUCTIVITY EXCEPTIONS TO GOVERNING CLASSIFICATION AND EXCEPTION RATINGS TARIFF (Continued)</p> <p>(Numbers within parentheses immediately following commodities shown below refer to such commodities as they are described in the corresponding item numbers of the Governing Classification.)</p>	<p>Class Rating</p>
<p>CHEMICALS AND RELATED ARTICLES, subject to Notes G and I in Item 889.</p> <p>PART A</p> <p>* Batteries, alkaline or carbon zinc type dry cell, in boxes (60680) in mixed shipments, not to exceed 50 percent of the total weight of shipment, with commodities named in this item.</p> <p>Plastic Materials, Other Than Expanded, Group: Flakes, NOI, Granules, Lumps, Pellets, Powder, or Solid Mass (156200) and Liquid, NOI, (156240) in mixed shipments, only when mixed with commodities named in this item not to exceed 80 percent by weight.</p> <p>Proprietary Anti-Freeze or Engine Coolant Preparations (45970), in straight shipment, or in mixed shipments with commodities named in this item.</p> <p>Truckload: Minimum weight, per unit of carrier's equipment: 40,000 pounds, subject to Notes 1 through 7----- 50,000 pounds, subject to Notes 1 through 7-----</p> <p>PART B</p> <p>The commodities listed in this part apply only in mixed shipments with one or more of the commodities named in this item, and only when the weight of commodities in Part B does not exceed 50 percent of the total weight of the shipment.</p> <p>Acids, liquid in drums: Acetic (3020, Sub 3) Formic (41440, Sub 3) Adhesives, Adjuvants, Spreaders or Stickers, Sprayable Product, liquid in barrels (4610) Bags, envelopes, packets or pouches, NOI (20480, Sub 4) Brake Fluid, other than Petroleum (30040) Buffing or Polishing Compounds, NOI (33440) Chemicals, in barrels, viz: Acetates: Amyl (43160, Sub 3) Potassium (45650) Butyl (43570, Sub 2) Propyl (45980, Sub 1) Ethyl (44460, Sub 1) Sodium (46090, Sub 1) Isobutyl (44840, Sub 1) Vinyl (47230, Sub 1) Isopropyl (44860, Sub 1) Acetic Anhydride (42630, Sub 3) Acetone, NOI (42640, Sub 3) Acrylate, butyl, ethyl, isobutyl or methyl, or methyl methacrylate monomer (42650) Alcohols, NOI (42670, Sub 4) Alcohol, in barrels (42690, Sub 1): Amyl Butyl Denatured Isobutyl Isopropanol or Propyl Methanol, (methyl alcohol, liquid) Octyl or isooctyl, other than perfumery grade Solvent, Denatured Tridecyl, other than perfumery grade Methyl isobutyl carbinol (42720, Sub 2)</p> <p>(Continued on following page)</p>	<p>35.1 35.2</p> <p>* 820</p>
<p>* Addition) Decision No.</p> <p style="text-align: center;">90962</p>	
<p style="text-align: right;">EFFECTIVE 11/25/79</p>	
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MINIMUM RATE TARIFF 2

SECTION 3-A--PRODUCTIVITY EXCEPTIONS (Continued)		ITEM
PRODUCTIVITY EXCEPTIONS TO GOVERNING CLASSIFICATION AND EXCEPTION RATINGS TARIFF (Continued) (Numbers within parentheses immediately following commodities shown below refer to such commodities as they are described in the corresponding item numbers of the Governing Classification.)		Class Rating
CHEMICALS AND RELATED ARTICLES (Continued) PART B (Continued): Chemicals, in barrels, viz: (continued) Chemicals, NOI (43940, Sub 2) Diacetone (44230, Sub 3) Dibutyl, diethyl of dimethyl phthalate (44240) Ethylene dichloride (44495, Sub 1) Ethylene oxide (44500, Sub 1) Glycols (44620): Diethylene Polyethylene Dipronylene Polypropylene Ethylene *Propylene Hexylene Triethylene Heat Transfer agents or media, NOI (45970, Sub 2) Ketones: Di-isobutyl (44330, Sub 2) Methyl butyl, methyl ethyl or methyl isobutyl (45280, Sub 1) Monethanolamine, "diethanolamine or triethanolamine (45330, Sub 2) Proprietary De-Icing Preparations, in containers & boxes (45970, Sub 1) Propylene Dichloride (46000, Sub 1) Propylene Oxide (46010) Resin, coal tar or petroleum or resin compounds (46030) Styrene, Liquid (46750) Toluol (Toluene) (47190, Sub 1) Compounds, viz: Boiler cleansing, preserving, scale preventing or scale removing, liquid (50093, Sub 2) Cleaning, NOI, liquid (48580, Sub 3) Cleaning, NOI, other than liquid (48581) Cement clinker grinding (50120, Sub 3) Compound or fluids, internal combustion engine starting (50435) Concrete or masonry plasticizer and water reducing (34040) Defoaming (50140, Sub 1) Fireproofing or retardants, liquid, flame, NOI, (50155, Sub 3) Foundry core, NOI, (50180, Sub 2) Gas purifying, NOI, (50200) Iron or Steel Rust Preventing, other than Petroleum (50234, Sub 3) Water Absorption or Anti-Icing, motor fuel, liquid (50337) Cases, Compressed as described in Items 85520 through 86180 Sink Materials, NOI, Solvents, in barrels (501760, Sub 3) Oils, other than Petroleum, Lubricating, NOI, in barrels (145000, Sub 2) Paint group: (150090, Sub 1) Plasticizers Solvents, paint, varnish, resin Compounds, paint, resin, or adhesive, increasing, reducing, removing, thickening or thinning Refrigerants, NOI, liquid or gas, or Dispersant or Refrigerant Cases, NOI, in metal drums, cylinders, or tanks or in metal Sausage or food produce casing (172440)		See Ratings on preceding page
(Continued on following page)		8820 (Con- tin- ued)
of Change, Decision No.		90962
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Correction		ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.

MINIMUM RATE TARIFF 2

SECTION 3-A—PRODUCTIVITY EXCEPTIONS (Continued)		ITEM
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<p>CHEMICALS AND RELATED ARTICLES (Continued)</p> <p>PART C</p> <p>The commodities listed in this part apply only in mixed shipments with one or more of the commodities listed in this item and only when the weight of commodities in Part C does not exceed 25 percent of the total weight of the shipment.</p> <p>Electrical equipment group, in boxes: Batteries, electric, NOI (60700) Chargers, battery (61270, Sub 1) Electrodes, arc lamps (61720), not to exceed 12 volts</p> <p>Lamp or lighting group: Lamps, electric, incandescent, NOI (109550), not to exceed 12 volts Lamps, electric, fluorescent, other than neon (109600), not to exceed 12" in length Lamps, electric, sealed beam, other than automobile (109610), not to exceed 12 volts Flashlights, electric, hand, in boxes, without batteries (109800, Sub 1) Flashlights, electric, hand, in boxes, with not less than normal complement of batteries (109800, Sub 2) Lamp lenses, plastic (156600, Sub 4)</p> <p>NOTE 1.—Shipments transported subject to the provisions of this item are not subject to the provisions of the mixed shipment rule, except as provided herein; but are subject to all provisions of the Hazardous Materials Tariff.</p> <p>NOTE 2.—Applies only in connection with prepaid shipments released to one-half actual value or 50 cents per pound, per article, 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 this shipper to be one-half of actual value or 50c per pound, per article, whichever is less." If the shipper fails or declines to declare such value in writing, the provisions of this item will not apply.</p> <p>NOTE 3.—Not more than 15 component parts shall be permitted in connection with shipments moving in split delivery service.</p> <p>NOTE 4.—An allowance of two (2) hours free time for loading shall be made for each unit of carrier's equipment used. Excess loading time shall be computed at the rates named in Item 145 herein. Time shall be computed from time of arrival of carrier's equipment at place of loading until loading is completed and carrier's equipment is released.</p> <p>NOTE 5.—This item does not apply to shipments which have origin or destination on steamship docks or oil well sites.</p> <p>NOTE 6.—Rate resulting from application of the provisions of this item may not be used in combination with any other rates.</p> <p>NOTE 7.—Not applicable in connection with the following items: (a) Items 160-163-----Split Pickup (b) Item 182-----Collect on Delivery (C.O.D.) Shipments (c) Items 185-187-3-----Temperature Control Service</p>		See Ratings on preceding page
<p>g Change) * Addition) Decision No. 90962</p>		820 (Concluded)
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