

Decision No. 91056 NOV 20 1979

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Western Motor Tariff)
Bureau, Inc., under Shortened)
Procedure Tariff Docket to publish)
for and on behalf of those carriers)
specifically set forth in Appendix)
provisions resulting in increases)
because of the publication of a)
rule providing charges for deten-)
tion on other than truckload)
shipments.)

Shortened Procedure
Tariff Docket
Application No. 59197
(Filed October 11, 1979)
(Amended November 1, 1979)

OPINION AND ORDER

By this application Western Motor Tariff Bureau, Inc., Agent (WMTB) seeks authority on behalf of twenty carriers (Carriers)1/ named in the appendix to the application to amend WMTB's Local, Joint and Proportional Freight and Express Tariff No. 111, Cal. P.U.C. No. 15 (WMTB 111). The application seeks to provide for the adoption by Carriers of a detention or delay rule on other than truckload shipments.2/

Carriers report they have been experiencing an increase in the number of delays to their equipment involving shipments weighing less than 10,000 pounds. Carriers are aware that an assessment of

1/ These carriers are:

- Alco Fast Freight, Inc.
Alco Transportation Co.
Associated Freight Lines
Auto Purchasing Agency
California Motor Express
City Freight Lines
Crescent Truck Lines,
Warn Bros., Inc., dba
D & R Transfer Co.
Delta Express)
Delta Lines, Inc.)

- Di Salvo Trucking Co.
G. I. Trucking Company
J. D. Drayage Co.
Kern Valley Trucking, A Corporation
Marino Bros. Trucking Co.
Nielsen Freight Lines
Pacific Motor Transport Company)
Pacific Motor Trucking Company)
System 99
Willig Freight Lines

2/ The proposal herein was published for account of California Freightways under the authority of Decision 90753, dated August 28, 1979.

a delay time charge will not prevent detention of equipment or delays in servicing other shippers, but Carriers are confident that shippers/consignees will become aware of delays and will try to cooperate by correcting these situations. Adequate free time will be extended for loading or unloading by Carriers. Delay charges will be assessed on only those shipments where loading or unloading time allowances have been exceeded. The time allowance per stop to load or unload will range from 10 minutes for a shipment weighing not more than 999 pounds to 40 minutes for a shipment weighing not more than 9,999 pounds.

Individual carrier revenue losses because of missed shipments not handled due to equipment delays cannot be determined. Carriers indicate that they consider the proposal reasonable and that compensation received would partially cover costs accruing from the equipment delays. Applicant states it has been determined that in the event the application is granted, and the resulting tariff publication made, the collective dollar amount of increased revenue would approximate \$169,300. In no event would the proposal increase the California intrastate gross revenue of any of the Carriers, on whose behalf the application is filed, by as much as one percent. The amount of the increase is within the President's wage-price guidelines.

The application and amendment were listed on the Commission's Daily Calendar of October 15 and November 2, 1979, respectively. No objection to the granting of the application, as amended, has been received.

In the circumstances the Commission finds that increases resulting from the proposal herein are justified. A public hearing is not necessary. The Commission concludes that the application, as amended, should be granted as set forth in the ensuing order.

IT IS ORDERED that:

1. Western Motor Tariff Bureau, Inc., Agent, is hereby authorized to publish the item as set forth in the amended exhibit to the application on behalf of all carriers named in the appendix to the application in its Local, Joint and Proportional Freight and Express Tariff No. 111, Cal. P.U.C. No. 15.

2. Tariff publications authorized to be made as a result of the order herein shall be filed not earlier than the effective date of this order and may be made effective not earlier than five days after the effective date of this order on not less than five days' notice to the Commission and to the public.

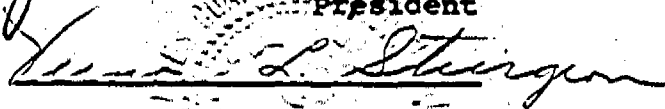
3. The authority granted herein shall expire unless exercised within ninety days after the effective date of this order.

This order shall become effective thirty days after the date hereof.

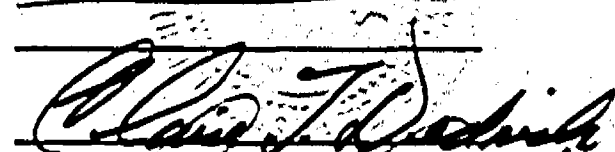
Dated NOV 20 1979, at San Francisco, California.



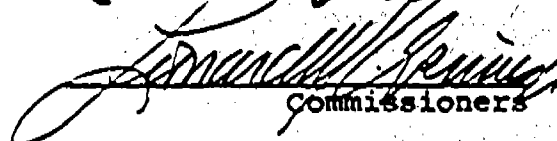
President



Commissioner



Commissioner



Commissioners

Commissioner Richard D. Gravelle, being necessarily absent, did not participate in the disposition of this proceeding.