

PNK/RI

Decision No. 91088

NOV 30 1979

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of William H.)
 Bannister, III d/b/a Trans-Cal)
 Trucking Co. authority to)
 deviate from certain minimum)
 rates pursuant to Section 3666)
 of the California Public)
 Utilities Code for the trans-)
 portation performed for Potlatch)
 Corp.)

Application No. 59212
 (Filed October 17, 1979)

OPINION AND ORDER

By this application, William H. Bannister, III dba Trans-Cal Trucking Co., requests authority to deviate from the provisions of Note 2^{1/} of Item 865 of Minimum Rate Tariff 2 in connection with the transportation of printing paper, other than newsprint or carbonized print, for Potlatch Corp. from its plant at Pomona to points in California.

Applicant states that a similar deviation was granted to him by Decision 87563 dated July 6, 1977 and renewed by Special Deviation Docket 784 which expired July 21, 1979. Due to unfortunate delays in paperwork by applicant, this authority was allowed to expire before a Special Deviation Docket could be submitted.

Applicant declares that the transportation conditions regarding printing paper for Potlatch Corp. are similar to the transportation performed under this deviation in the past.

Revenue and expense data submitted by applicant indicate that the transportation involved may reasonably be expected to be profitable under the proposed rates.

1/ Note 2 of Item 865 provides that the maximum liability of carrier, in connection with shipments transported under provisions of this item shall be 50 cents per pound per article or one-half of actual value, whichever is less.

The application was listed on the Commission's Daily Calendar of October 18, 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. William H. Bannister, III, doing business as Trans-Cal 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 cancelled, modified or extended by further order of the Commission.

The effective date of this order is the date hereof.

Dated NOV 30 1979, at San Francisco, California.

John E. Suya
President
Thomas L. Steyer
Richard D. Shole
Clare J. David
James M. Smith
Commissioners

APPENDIX A

Carrier: William H. Bannister, III, dba Trans-Cal Trucking Co.

Shipper: Potlatch Corp., Pomona

Commodity: Paper, printing, other than newsprint or carbonized print.

Scope: From: Pomona

To: All points in California.

Rates: Class 35.2 on minimum weight of 40,000 pounds per unit of carrier's equipment.

Conditions:

1. The provisions of Item 865 in Minimum Rate Tariff 2 except Note 2 (Released Valuation) shall be applicable.
2. An average of six (6) loads per week shall be tendered by shipper.
3. In all other respects, the rates and rules set forth in Minimum Rate Tariff 2 shall apply.

(END OF APPENDIX A)