

DC/tt

Decision No. 91214

JAN 8 - 1980

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application )  
of BLINCOE TRUCKING COMPANY, a )  
corporation, for authority to )  
depart from rates provided for in )  
Minimum Rate Tariff No. 2 in con- )  
nection with certain transporta- )  
tion of sugar performed for Holly )  
Sugar Corporation under provisions )  
of Section 3666 of the Public )  
Utilities Code. )

Application No. 59301  
(Filed November 23, 1979)

OPINION AND ORDER

By this application, Blincoe Trucking Company requests authority to deviate from the provisions of Minimum Rate Tariff 2 by assessing a rate equal to 84 percent of the applicable minimum rate when transporting sugar for Holly Sugar Corporation.

Applicant states that it operates 14 units of equipment with semitrailers and has 8 units operated as doubles, pulling sets of 22-foot trailers. All units have power take offs in various forms and three 40-foot trailers and three sets of doubles are so designed and equipped so as to be capable of handling either bulk or liquid sugar. This provides applicant with a greater use factor than most other carriers, with the ability to back load either liquid or bulk sugar from another plant. Both directions of this transportation are controlled by Holly Sugar.

Applicant avers that the initial cost of the bulk and pneumatic trailers, coupled with the cost of maintenance and cleaning, and the trailers' limited application, has caused most of this type of equipment to be owned by the sugar companies instead of by the for-hire carriers. Proprietary carriage can only be avoided where, as here, a for-hire carrier specializes in the transportation of sugar, handles a substantial quantity, operates special equipment, and is able to offer rates that do not exceed the cost of the sugar companies operating their own equipment.