

Decision No. 91400 MAR 4 1980

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investiga-)
tion for the purpose of consid-)
ering and determining exception)
ratings which apply in lieu of)
those named in the governing)
classification as provided in)
Exception Ratings Tariff 1 and)
the revisions or reissues there-)
of.)

Case No. 7858
Petition for Modification
No. 230
(Filed November 30, 1979)

OPINION AND ORDER

By this petition, California Trucking Association requests that Item 490 of Exception Ratings Tariff 1 be amended to include specific related commodities with similar transportation characteristics.

Petitioner requests that plastic film bags be included with plastic film or sheeting in Item 490 as well as to provide for mixed shipments of plastic film aprons and plastic or rubber gloves with the aforementioned commodities. The petition proposes the creation of several new exception ratings with the applicable rating dependent upon the actual shipment weight.

Petitioner states that these additional commodities have been carefully analyzed to insure that their addition enhances the usefulness of the exception rating to the benefit of involved carriers and shippers. The item encourages heavier loading and more efficient utilization of carrier's equipment by providing the shippers economic incentive to increase the weight of the tender.

Petitioner avers that the additional modifications are consistent with the Commission's intended purpose in ordering the establishment of Item 490. All the productivity enhancing factors have been retained in the revisions, thus maintaining the special intra-state transportation circumstances that is not contemplated in the scope of general transportation by the Governing Classification.

The petition was listed on the Commission's Daily Calendar of December 3, 1979. No objection to the granting of the petition has been received.

In the circumstances, it appears, and the Commission finds, that the proposed tariff amendment is reasonable and the resulting minimum rates will be just, reasonable and nondiscriminatory minimum rates for the transportation involved. A public hearing is not necessary. The Commission concludes that the petition should be granted.

IT IS ORDERED that:

1. Exception Ratings Tariff 1 (Appendix A to Decision 66195, as amended) is further amended by incorporating therein to become effective thirty-nine days after the date hereof, Forty-fourth Revised Page 3, Second Revised Page 20-B and Original Page 20-C, attached hereto and by this reference made a part hereof.

2. Common carriers subject to the Public Utilities Act, to the extent that they are subject also to Decision 66195, as amended, are hereby directed to establish in their tariffs the amendments necessary to conform with the further adjustments ordered herein.

3. Common carrier publications made as a result of this order which involve increases shall be filed not earlier than the effective date of this order and shall be effective thirty-nine days after the date hereof. Tariff publications involving reductions may be made effective not earlier than the ninth day after the effective date of this order. The authority for reductions shall expire unless exercised within sixty days after the effective date of this order. All tariff publications must give nine days' notice to the Commission and the public.

4. Common carriers, in establishing and maintaining the ratings authorized hereinabove are hereby authorized to depart from the provisions of Section 461.5 of the Public Utilities Code to the extent necessary to adjust long- and short-haul departures now maintained

under outstanding authorizations; such outstanding authorizations are hereby modified only to the extent necessary to comply with this order; and schedules containing the ratings published under this authority shall make reference to the prior orders authorizing long- and short-haul departures and to this order.

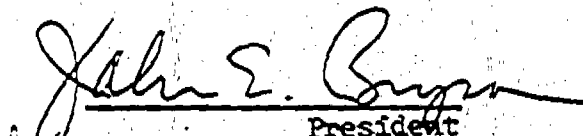


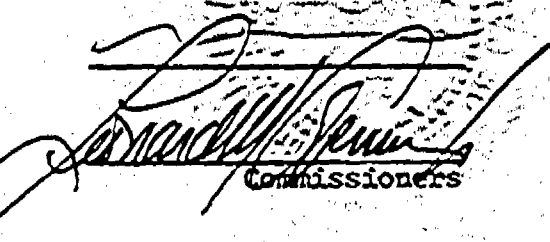
5. In all other respects, Decision 66195, as amended, shall remain in full force and effect.

6. The Executive Director shall serve a copy of this decision on every common carrier, or such carriers' authorized tariff publishing agents, performing transportation services subject to Exception Ratings Tariff 1.

7. The Executive Director shall serve a copy of each of the tariff amendments on each subscriber to Exception Ratings Tariff 1.

The effective date of this order shall be thirty days after the date hereof.

Dated MAR 4 1980, at San Francisco, California.


President



Commissioners

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

EXCEPTION RATINGS TARIFF 1

INDEX OF COMMODITIES			
COMMODITIES	ITEM	COMMODITIES	ITEM
Acids	1200	Machines:	
*Aprons, plastic	490	Business or office, viz.:	
Articles as described in the		Machines, Systems, or Devices	
Governing Classification	1030-1050	Typewriters and Computing	1850
		combined	
*Bags, plastic	490	Machines:	
Blankets	1800	Copying, Collators, Duplicating	1850
		or Reproducing	
Carriers, used packages	320,321,340	Pads, sanitary	755
Cartons, egg, pulp	270		
Chemicals	1320	Recorder, tape	1850
Confectionery	480		
Compounds, tree or weed		Salt common	
killing	460	(Sodium Chloride)	880
		Sets, expendable, aspirat-	
Dental or Hospital Supplies	1830	ing, administration or	
		transference	1830
Explosives, propellant	1835	Sheeting, plastic	490
Explosives, Propelling Units	1835	Shipments, returned	820
		Sod, chopped or not	
Fertilizers	540,560,580	chopped	870
Filler Flats, Egg		Strontium Nitrate	870
Case or Egg Carrier	450	Sugar	490
Film, plastic	490		
Flowers, fresh, cut	592	Wood, Fuel	600
*Cloves, plastic or rubber	490		
Kindling, fire, wood	600		
Kits, hospital patient	1830		
Kits, inpatient treatment	1830		
Logs, compressed sawdust			
or cotton gin waste	600		

* Addition, Decision No.

91400

EFFECTIVE 4/12/80

ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA,
SAN FRANCISCO, CALIFORNIA.

Correction

SECTION 2--RATINGS WHICH ARE EXCEPTIONS TO THE CC (Continued)	ITEM												
(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.)													
ARTICLES	RATING												
<p>Plastic or Rubber Articles, viz.:</p> <p><u>PART A</u></p> <p>*Bags, plastic film, NOI, exceeding 20 pounds per cubic foot, in boxes (20480 Sub 4), in straight shipments or in mixed shipments with commodities named in this item.</p> <p>oFilm or Sheetting, plastic, other than cellulose (156830, Sub 1), in straight shipments or in mixed shipments with commodities named in this item.</p> <p><u>PART B</u></p> <p>The commodities named in this part apply only in mixed shipments with the commodities named in Part A, and only when the weight of the commodities in Part B does not exceed 10 percent of the actual weight of the shipment.</p> <p>Aprons, plastic film, expendable, not combined, reinforced nor assembled with other materials, in boxes (156620).</p> <p>Gloves, plastic or rubber; not combined, reinforced nor assembled with other materials in boxes, film type, not molded, expendable, (156850, Sub 2).</p> <p>TRUCKLOAD</p> <p>Minimum Weight, per unit of carrier's equipment</p> <table border="0"> <tr> <td>*24,000 pounds, subject to Notes 1 through 6</td> <td>=====</td> <td>50.1</td> </tr> <tr> <td>*30,000 pounds, subject to Notes 2 through 6</td> <td>=====</td> <td>35</td> </tr> <tr> <td>*40,000 pounds, subject to Notes 2 through 6</td> <td>=====</td> <td>35.2</td> </tr> <tr> <td>*50,000 pounds, subject to Notes 2 through 6</td> <td>=====</td> <td>35.3</td> </tr> </table> <p>*NOTE 1.--When shipment occupies more than 28 feet of linear loading space of carrier's equipment, charges will be assessed on the basis of the next higher minimum weight and rating provided in this item.</p> <p>*NOTE 2.--Applicable only when released to one-half of actual value or 50 cents per pound, per article, whichever is less. Shipper must enter the following statement on the bill of lading:</p> <p>"The agreed or declared value of the property is hereby specifically stated by the shipper to be one-half of actual value or 50c per pound, per article, whichever is less."</p> <p>If shipper fails or declines to declare such value in writing, the provisions of this item will not apply.</p> <p>(Continued on next page)</p>	*24,000 pounds, subject to Notes 1 through 6	=====	50.1	*30,000 pounds, subject to Notes 2 through 6	=====	35	*40,000 pounds, subject to Notes 2 through 6	=====	35.2	*50,000 pounds, subject to Notes 2 through 6	=====	35.3	<p>600 490 (Con- tin- ued)</p>
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*50,000 pounds, subject to Notes 2 through 6	=====	35.3											

o Change)
 = Addition)
 o Increase) Decision No.
 o Reduction)
 o No change)

91400

EFFECTIVE 4/12/50

ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA,
 SAN FRANCISCO, CALIFORNIA.

Correction

SECTION 2--RATINGS WHICH ARE EXCEPTIONS TO THE GC((Continued)	ITEM
<p>*NOTE 3.--Loading</p> <ul style="list-style-type: none"> a) Free time shall be restricted to 8 minutes per ton or 2 hours, whichever is less, for loading of a single unit of carrier's equipment. b) Loading time shall be computed from time of arrival of carrier's equipment at the place of loading until such loading is completed and carrier's equipment is released. c) Excess loading time shall be charged for at the rates provided in Item 145 of this tariff. d) The place of loading means a particular street address or other designation of a factory, store, warehouse, place of business or the like. <p>*NOTE 4.--Applicable only on unitized shipments (securely fastened on elevating or lift truck pallets, platforms or skids) loaded by the consignor, and unloaded by the consignee without expense or physical assistance of the carrier or his employee.</p> <p>*NOTE 5.--Applicable only when split delivery service (Items 170-173) does not exceed 15 components.</p> <p>NOTE 6.--Not applicable in connection with the following items:</p> <ul style="list-style-type: none"> o a) Items 160-163 ----- Split Pickup o b) Item 181-1 ----- Special C.O.D. Service o c) Item 182 ----- Collect on Delivery (C.O.D.) Service o d) Item 188 ----- Multiple Service Shipments * e) Item 895 ----- Premium Volume Incentive Service * f) Item 397 ----- Truckload Efficiency Service 	<p>600 490 (Con- clud- ed)</p>
<p>o Change) * Addition) o Increase) Decision No. 91400 o Reduction) o No change)</p>	
<p>EFFECTIVE 9/12/80</p>	
<p>ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.</p> <p>Correction</p>	