

CBB/FS

Decision No. 91442 MAR 18 1980

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Western Motor)	
Tariff Bureau, Inc. under the)	
Shortened Procedure Tariff Docket)	Shortened Procedure
to publish for and on behalf of)	Tariff Docket
Di Salvo Trucking Co., provisions)	Application No. 59357
resulting in increases because of)	(Filed December 24, 1979)
proposed amendment to the minimum)	(Amended January 7, 1980)
charge provisions.)	

OPINION AND ORDER

By this application, as amended, Western Motor Tariff Bureau, Inc., Agent, (WMTB) seeks authority on behalf of Di Salvo Trucking Co., (Di Salvo), to publish an exception to the minimum charge rule as set forth in Item 460 of WMTB's Local, Joint and Proportional Freight and Express Tariff No. 111, Cal. P.U.C. No. 15 (WMTB 111).^{1/}

WMTB states that Di Salvo, on two different occasions during the first half of calendar year 1979, made freight bill samplings of all shipments it transported that weighed less than 5,000 pounds. From its samplings, the carrier found, in both instances, that the preponderance of those shipments weighed less than 300 pounds. It further found that of the total number of shipments transported 150 miles or less, those weighing less than 100 pounds represented approximately a third of that total. Furthermore, the total revenue received for this specific transportation was 2.5 percent of the total revenue received for all shipments weighing less than 5,000 pounds. Di Salvo contends that small shipments "are transported at less than cost recovering charges".

^{1/} WMTB's Local, Joint and Proportional Freight and Express Tariff No. 111, Cal. P.U.C. No. 15, names class and commodity rates of general commodities for various participating common carriers.

The carrier seeks to amend its minimum charge rule for a single shipment weighing less than 250 pounds by assessing charges at the applicable minimum charge for 250 pounds. However, in circumstances where two or more shipments are tendered at one time and place and from one consignor, Di Salvo seeks to assess the charges as if the shipments were tendered separately, and as if the individual shipments were based upon at least a 100-pound minimum weight.

Di Salvo estimates that the revenue from this proposal, if authorized, would approximate \$165,000, "if shipping patterns remain consistent". The increases resulting from the proposal would not increase Di Salvo's intrastate gross revenue by as much as one percent.

The application and amendment were listed on the Commission's Daily Calendars of January 2 and 8, 1980, respectively. No objection to the granting of the application, as amended, has been received.

In the circumstances, the Commission finds that the proposed changes 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:

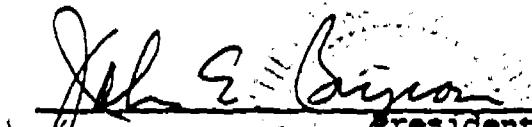
1. Western Motor Tariff Bureau, Inc., Agent, on behalf of Di Salvo Trucking, Co., is hereby authorized to publish in its Local, Joint and Proportional Freight and Express Tariff No. 111, Cal. P.U.C. No. 15, the amendments as specifically set forth in its application, as amended.
2. Tariff publications 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.

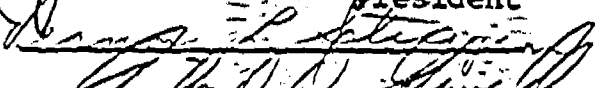
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3. The authority granted herein shall expire unless exercised within ninety days after the effective date of this order.

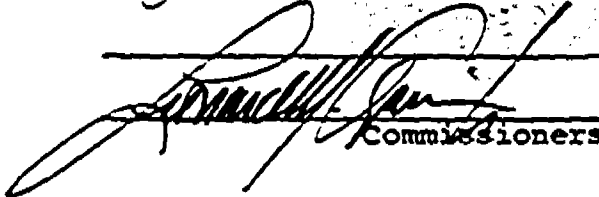
The effective date of this order shall be thirty days after the date hereof.

Dated MAR 18 1980, at San Francisco, California.



President






Commissioners

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