

DC/RI

Decision No. 91587 APR 15 1980

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Western Motor	)	
Tariff Bureau, Inc. under the	)	
Shortened Procedure Tariff	)	Shortened Procedure
Docket to publish for and on	)	Tariff Docket
behalf of Delta Lines, Inc. and	)	Application No. 59446
Delta Express, Inc. and all	)	(Filed February 11, 1980)
other carriers as shown in Ex-	)	
hibit "B", provisions resulting	)	
in increases because of a pro-	)	
posed amendment to Item 313 of	)	
Western Motor Tariff Bureau,	)	
Inc. Tariff 111, Cal. P.U.C. 15,	)	
involving a rule providing for	)	
exclusive use or full util-	)	
ization of carriers equipment.	)	

OPINION AND ORDER

By this application Western Motor Tariff Bureau, Inc., Agent seeks authority for and on behalf of Delta Lines, Inc. and Delta Express, Inc. (Delta), California Motor Express, Ltd. and California Motor Transport Co. (Cal Motor) to amend its Local, Joint and Proportional Freight and Express Tariff No. 111, Cal. P.U.C. No. 15, regarding charges for control and exclusive use of vehicles.

Applicant proposes to amend Item 313 to apply a class 55 or class 35 rate based upon lineal loading space of each unit of carrier's equipment. The minimum charge required on equipment 28 feet or less will be the class 55 rate on a minimum weight of 20,000 pounds. The minimum charge required on equipment over 28 feet will be the class 35 rate on a minimum weight of 40,000 pounds. Overflow freight which only partially loads the second or last unit of carrier's equipment shall be rated as a separate shipment.

Delta has determined that the projected increase in revenue that it would derive as a result of this application being granted would approximate \$5,000 annually. Cal Motor estimates that the revenue it would derive from this proposal would approximate \$6,000 annually. These amounts would not increase Delta's or Cal Motor's California intrastate revenue by as much as one percent. The increases are within the President's wage-price guidelines.

The application was listed on the Commission's Daily Calendar of February 14, 1980. No objection to the granting of the application 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 should be granted as set forth in the ensuing order.

IT IS ORDERED that:

1. Western Motor Tariff Bureau, Inc., Agent, on behalf of Delta Lines, Inc. and Delta Express, Inc., California Motor Express, Ltd. and California Motor Transport 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 set forth in its application.

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.

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

Dated APR 15 1980, at San Francisco, California.

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President

*James L. Sturgeon*  
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*Richard W. Howell*  
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*Clare J. ...*  
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*James W. ...*  
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Commissioners

Commissioner John E. Bryson,  
being necessarily absent, did  
not participate.