

ORIGINAL

Decision No. 92080 ' JUL 29 1980

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Western Motor)
 Bureau, Inc., under the Short-)
 ened Procedure Tariff Docket)
 to publish for and on behalf)
 of Brake Delivery Service -)
 Meier Transfer Service, a)
 Corporation, provisions resul-)
 ting in increases because of)
 the publication of a rule)
 providing charges for deten-)
 tion on other than truckload)
 shipments.)

Shortened Procedure
 Tariff Docket
 Application No. 59728
 (Filed June 12, 1980)

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., Agent, seeks authority for and on behalf of Brake Delivery Service - Meier Transfer Service (Brake) to amend its Local, Joint and Proportional Freight and Express Tariff No. 111, Cal. P.U.C. No. 15 (Tariff 111), regarding detention of equipment on other than truckload shipments.

Brake proposes to participate in Item 260 of Tariff 111, "Detention - Other Than Truckload", which provides a rule applying to delays of equipment involving shipments weighing less than 10,000 pounds.

Brake alleges that an increasing number of delays are being experienced on this traffic. The delays tend to be cumulative, causing increased overtime expenses for the carrier and inconvenient delays for other shippers who have freight on the same equipment for later delivery during the day. Brake is aware that the assessment of a charge itself will not prevent overtime nor preclude inconvenient delays to other shippers; however, past experiences have proven that shippers are reluctant to demand special services when such services

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are assessed a penalty charge. Shippers will continue to have free time of 25 minutes or more, depending on the actual weight of the shipment for loading and unloading, whereas assessment charges will penalize only those shippers where the time allowance has been exceeded.

Brake has determined that the projected increase in revenue that it would derive as a result of this application being granted would approximate \$1,000 annually. This amount would not increase Brake's annual intrastate revenue by as much as one percent. The increase is within the President's wage-price guidelines.

The application was listed on the Commission's Daily Calendar of June 16, 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 Brake Delivery Service-Meier Transfer Service 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.

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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 JUL 29 1980, at San Francisco, California.

John E. Bryan
President

Vernon L. Sturgeon

Richard D. Howell

Edward W. Smith

Clair T. DeLuca
Commissioners