

92157

AUG 15 1980

ORIGINAL

Decision No. _____

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 in its Asphalt Tariff)	Tariff Docket
No. 19, Cal. P.U.C. No. 26, tariff)	Application No. 59739
provisions resulting in increases)	(Filed June 16, 1980)
in rates for the account of Jack)	
Burtch Company.)	

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., Agent, seeks to publish in its Western Motor Tariff Bureau, Local Freight Tariff No. 19, Cal. P.U.C. No. 26 (WMTB 19) on behalf of Jack Burtch Company (Burtch) provisions on certain rates which will result in increases.

The WMTB 19 tariff contains rates for the transportation of asphalt in bulk, in tank vehicles, and other related services. The increases sought by Burtch will result in increased charges for the spreading of subsealing of asphalt. Burtch claims that it is experiencing idle equipment time for reasons not of its making and that the present demurrage charges published in the tariff are not sufficient to cover the costs of the operator and the idle equipment.

WMTB avers that Burtch estimates that if the proposal is granted it would increase its annual revenues by approximately \$1,500. In no event would the proposed publication increase the California intrastate gross revenues of Burtch 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 June 18, 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 Jack Burtch Company, is authorized to publish in its Local Freight Tariff No. 19, Cal. P.U.C. No. 26, 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 order shall be thirty days after the date hereof.

Dated AUG 13 1980, at San Francisco, California.

Commissioner Richard D. Gravelle, being necessarily absent, did not participate in the disposition of this proceeding.

John E. Byrne
President
Vernon L. Sturgeon

Clair T. DeLoach
Samuel J. Ben
Commissioners