

Decision No. 92210 SEP 3-1980

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation )  
for the purpose of considering and )  
determining minimum vehicle unit )  
rates for transportation of general )  
commodities statewide as provided )  
in Minimum Rate Tariff 15 and the )  
revisions or reissues thereof. )

Case No. 7783  
Petition for Modification  
No. 161  
(Filed October 11, 1978;  
amended January 29, 1979)

- William R. Haerle, Attorney at Law, for California Trucking Association, petitioner.
- William D. Mayer, for Cannery League of California, California Manufacturers Association, and Del Monte Corporation, protestants.
- C. E. Goacher, for Di Salvo Trucking Co.; Calhoun E. Jacobson, for Traffic Managers Conference of California; Robert A. Kormel, for Pacific Gas and Electric Company; Susan Wong, for Kaiser Steel Corp.; William A. Watkins, for Bethlehem Steel Corp.; Asa Button, for Spreckels Sugar Division - Amstar Corp.; and Philip G. Blackmore, Jr., for California & Hawaiian Sugar Co.; interested parties.
- John Lemke, for the Commission staff.

O P I N I O N

California Trucking Association requests that the Commission modify Item 100 and Item 50 of Minimum Rate Tariff 15 (MRT 15) to provide, respectively, for shipper prepayment of monthly and yearly base vehicle unit rates within 15 days after commencement of monthly or yearly contract service and to require all contracts for a term of 12 months or more to specify and terminate upon the exact number of months stated in the contract.

The matter was heard before Administrative Law Judge Pilling on January 29, 1979 at San Francisco and was submitted on February 7, 1979.

Subsequent to the submission of this proceeding, MRT 15 was canceled pursuant to the Commission's reregulation plan adopted in Decision No. 90663 dated August 14, 1979 in Case No. 5432 (Petition 884) et al. In Decision No. 90663, the Commission abolished minimum rate regulation of general commodity transportation and substituted a more competitive regulatory system of carrier-filed rates. Commission-set general commodity minimum rate tariffs, including MRT 15, were canceled April 30, 1980. Under the new regulatory program, the primary responsibility for rate-setting has been shifted from the Commission to the trucking industry. Although the Commission will no longer mandate uniform industry-wide rates or rate changes, individual carriers may increase, decrease, or revise the application of their rates on their own initiative, subject to Commission oversight under new revised regulatory procedures.

Since MRT 15 has been canceled, this petition should be dismissed without prejudice to any carrier that may desire to revise, increase or decrease rates on its own initiative under the new procedures.

C.7783, <sup>Pet 161 ✓</sup> ALJ/jn

O R D E R

IT IS ORDERED that Petition for Modification No. 161 in Case No. 7783 is dismissed without prejudice.

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

Dated SEP 3 - 1980, at San Francisco, California.

John E. Byron President  
William L. Stevenson  
Richard W. Wood  
Clare J. DeLoach  
Samuel H. Jones Commissioners