

ORIGINAL

Decision No. 92772 MAR 3 1981

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

APPLICATION of Western Motor Tariff )  
 Bureau, Inc., Agent, under Shortened )  
 Procedure Tariff Docket to publish )  
 for and on behalf of all carriers )  
 except Alco Fast Freight, Inc. and )  
 California Cartage Co., Inc., )  
 participating in its Local and )  
 Proportional Freight and Express )  
 Tariff 104-A, CA PUC 23, provisions )  
 resulting in increases. )

Shortened Procedure  
 Tariff Docket  
 Application No. 60109  
 (Filed November 26, 1980)

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., Agent (WMTB) seeks authority on behalf of all carriers party to its Local and Proportional Freight and Express Tariff WMTB 104-A except Alco Fast Freight, Inc. and California Cartage Co., Inc. to cancel the applicant carriers from WMTB 104-A CA PUC 23.<sup>1/</sup>

Applicant advises that WMTB 104-A contains rates and charges comparable to the Commission's Transition Tariff 9-B applicable only to the San Diego Drayage Zones. Applicant carriers maintain that the drayage area traffic now transported amounts to only a small portion of the transporting carriers' operations. According to applicant carriers, the changing nature of commerce in California has made the

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<sup>1/</sup> Participants as shown on Pages 5 through 51 of Tariff WMTB 171, CA PUC 45, and Pages 5 through 8-C of Tariff WMTB 860, CA PUC 44.

drayage area tariff obsolete. Applicant carriers contend their continued participation in WMTB 104-A is not warranted due to the insignificant amount of traffic involved.

Applicant avers that cancellation of the majority of items proposed for cancellation was the subject of a docket proposal considered by Western Motor Tariff Bureau's Dry Freight Standing Rate Committee. Consideration of this proposal was circulated to interested shippers on the mailing list of Western Motor Tariff Bureau's Docket Number 80-CDF-1. There was no opposition neither at the meeting where the docket was considered itself, nor was there any correspondence received in opposition to this proposal.

Applicant carriers allege that the requested cancellation should not adversely affect any individual or class of California shippers since there are numerous carriers in the San Diego area participating in the Commission's Transition Tariff 9-B. Additionally, two carriers serving the area elected to retain their participation in WMTB 104-A.

If the requested authority is granted, the generally higher class rates in WMTB 111 CA PUC 15 would apply.

Applicant carriers estimate that granting of the proposal herein will adjust their gross California revenue in varying amounts from no increase to \$4,000 per year. In no event will the proposal, if granted, increase the gross California intrastate revenue of the carriers on whose behalf this application is filed by as much as one percent.

The application was listed on the Commission's Daily Calendar of December 2, 1980. No objection to the granting of the application has been received.

Findings of Fact

1. The proposed changes are justified.
2. The following order has no foreseeable impact on the energy efficiency of highway carriers.
3. 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 participating carriers in Local and Proportional Freight and Express Tariff 104-A, CA PUC 23, except Alco Fast Freight Inc., and California Cartage Co. Inc., is hereby authorized to publish changes to the aforesaid tariff as specifically proposed in the 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.

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

Dated MAR 3 1981, at San Francisco, California.

John S. Gray  
President  
Richard D. Flood  
James W. ...  
Walter ...

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Commissioners