

ORIGINAL

93019

MAY 5 1981

Decision

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of ABT, Inc. for)
 authority to depart from the)
 minimum rates contained in MRT)
 14-A in connection with certain)
 transportation to be performed)
 for Comet Rice of California, Inc.)
 in Maxwell, California.)

Application 60322
(Filed February 27, 1981)

OPINION AND ORDER

By this application ABT, Inc., an agricultural carrier and a highway contract carrier, seeks authority under Section 3666 of the Public Utilities Code to deviate from the minimum rates in Minimum Rate Tariff 14-A for the transportation of paddy rice in bulk between driers in the Sacramento-San Joaquin Valley, on the one hand, and Comet Rice of California, Inc. at Maxwell, on the other hand.

This traffic has previously been transported under contract pursuant to authority to deviate from the minimum rates.^{1/} Applicant has purchased the equipment of the holder of the prior deviation and desires to continue the transportation.

^{1/} Decision 84664, dated July 15, 1975, in Application 55565 and subsequent renewal by Special Deviation Docket 972.

Applicant has prepared revenue and cost data based upon the traffic flow. The data as submitted indicate that the operations at the proposed rates will be compensatory. Applicant seeks to use subhaulers to supplement its own equipment. During the peak of the seasonal period the use of additional units (subhaulers) is necessary and the subhaulers shown in Appendix C of the application have indicated their support of the application. In the event subhaulers are employed to perform the transportation, applicants would pay them 90 percent of the rates authorized.

The proposals meet the guidelines of the Commission's Energy Efficiency plan and will not significantly affect energy efficiency within the meaning of Sections 3502.1 and 3502.2 of the Public Utilities Code.

In order to assure continuity of performance of the transportation for the shipper, applicant requests that this rate relief be authorized as soon as possible because there is an immediate need for this rate relief.

Findings of Fact

1. ABT, Inc. is the holder of an agricultural carrier permit and a highway contract carrier permit issued by this Commission.
2. The rates, rules and regulations governing the transportation of rice are published in the Commission's Minimum Rate Tariff 14-A.

3. ABT, Inc. is seeking a rate reduction pursuant to Section 3666 of the Public Utilities Code.

4. Revenue and expense data submitted by the applicant are sufficient to determine the profitability to the firm if the application is granted.

5. The reductions in rates as sought are reasonable.

6. The application was listed on the Commission's Daily Calendar of March 9, 1981.

7. No objections to the application have been received.

8. A public hearing is not necessary.

9. The following order has no reasonably foreseeable impact on the energy efficiency of highway carriers.

10. Since there is an immediate need for this rate relief, the effective date of this order authorizing the rate reductions should be the date of signature.

Conclusion of Law

The proposed rate reductions are just and reasonable, and the application should be granted to the extent set forth in the ensuing order. The effective date of the order should be the date signed because there is an immediate need for the rate relief.

IT IS ORDERED that:

ABT, Inc., a corporation, is authorized to perform the transportation shown in Appendix A attached hereto and by this reference made a part hereof at not less than the rates set forth therein.

The authority granted herein shall expire one year after the effective date of this order unless sooner cancelled, modified or extended by further order of the Commission.

The effective date of this order is the date hereof.

Dated MAY 5 1981 , at San Francisco, California.

John E. Byron
President

Richard W. Farrell

Donald W. Smith

Victor C. ...

James C. New
Commissioners

APPENDIX A

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Carrier: ABT, Inc.
 Commodity: Rough paddy rice in bulk.
 Minimum Weight: 52,000 pounds per unit of carrier's equipment.
 Between: Comet Rice of California, Maxwell.
 And:

DRIER	LOCATION	RATE IN CENTS PER 100 POUNDS
Adams Ranch Whse.	Nelson plus 5	31
Amarel Bins	Pleasant Grove	35
Arbuckle Whse.	Arbuckle	17-1/2
Baker Ranch	Richvale plus 4	27-1/2
Bronner & Son	Biggs plus 2	27-1/2
Bobst Bins	Willows plus 10	21-1/2
Buchanan Bins	Maxwell	14
Bulteman Bros. Drier	Durham plus 1	31
Butte Co. Rice Gr.	Richvale	25-1/2
Butte Creek Drier	Butte City plus 6	24
Butte City Whse.	Butte City	21-1/2
CA Dehydrating Co.	W. Sacto.	35
Circle K Drier	Artois	21-1/2
College City Whse.	Arbuckle plus 2	18-1/2
Collins & Story	Robbins	31
County Line	Arbuckle-Hershey	21-1/2
DePue Whse.	Azevedo	15-1/2
DePue Whse.	Cortina	14
DePue Whse.	Delevan	15
DePue Whse.	Spooner	16-1/2
DePue Whse.	Williams	15-1/2
Doty Brick	Biggs	25-1/2
Dufour Whse.	Zamora	25
Farmers Coop	Colusa	17-1/2
Farmers Coop	Stegman	17-1/2

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DRIER	LOCATION	RATE IN CENTS PER 100 POUNDS
Farmers Coop	W. Sacto.	35
Fenn Drier & Storage	Chico	31
Fenn (John)	Live Oak	32
Garden Bins	Princeton plus 2	18-1/2
Garill Whse.	Richvale	25-1/2
Glenn Grower Whse.	Cadora	18-1/2
Gridley Whse.	Gridley	27-1/2
Gusti Whse.	Meridian	24
Gusti Whse.	Robbins	31
Heidrick Rice	Woodland	27-1/2
Hi & Dri Whse.	Marysville plus 5	27-1/2
Hi & Dri Whse.	Marysville plus 6	31
Hi & Dri Whse.	Sutter	25
Hoffman	Marysville plus 2	27-1/2
Johnson (C.W. Bins)	Junction 2150 plus 4	27-1/2
Johnson Bins	Biggs plus 1	25-1/2
Kalsbeck Drier	College City	18-1/2
LaGrande Drier	Williams	15-1/2
Lamalfa Bins	Richvale plus 2	25-1/2
Matthews Drier	Marysville plus 9	31
McKnight Ranch	Nelson plus 3	27-1/2
Nelson Drier	Willows	17-1/2
Princeton Whse.	Princeton	17-1/2
R.G.A.	Biggs	25-1/2
R.G.A.	Westside	16-1/2
R.G.A.	W. Sacto.	35
Red Top	Biggs	25-1/2
Ruff & Whipple	Marysville plus 3	27-1/2
Sacto. River Whse.	East Side Colusa	18-1/2
Sacto. River Whse.	Colusa	17-1/2
Sacto. River Whse.	Grimes	24
Sacto. River Whse.	Millers Landing	25
Sanborn Drier	Meridian plus 3	21-1/2
Schrakoff Drier	Wheatland	31
Sonner & Burrows	Junction 2184 plus 3	31

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DRIER	LOCATION	RATE IN CENTS PER 100 POUNDS
Starkey Bins	Nelson	27-1/2
Strain Whse.	Arbuckle	17-1/2
Sunset Drier	Woodland	27-1/2
S & S	East Nicolaus	31
Sutter Basin Coop	Knights Landing	27-1/2
Sutter Rice Co.	Sutter	25
Sutton Whse.	Maxwell	13-1/2
Tehrel Farms Drier	Colusa plus 12	21-1/2
Van Dyke Drier	Pleasant Grove	32
Wehah Drier	Richvale	25-1/2
Wilbur Bins	Meridian plus 15	25
Woodland Whse.	Woodland	27-1/2
Thompson Bins	Willows plus 3	18-1/2

Conditions:

1. Loading to be performed by gravity through a chute.
2. Unloading to be performed by gravity into underground storage bins.
3. The above rates are subject to any surcharges authorized by the Commission in Minimum Rate Tariff 14-A.
4. If subhaulers are used, they shall receive no less than 90 percent of the authorized rate without any deduction for use of applicant's trailing equipment.

(END OF APPENDIX A)