

Decision No. 93023 MAY 5 1981

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Ghiglione and Jensen, dba, RODGERS TRUCKING for authority to increase rates in Pacific Motor Tariff Bureau, Inc., Tariffs 6, 12, 17 and Rodgers Trucking Tariff 300 containing rates of this common carrier for the transportation of commodities and the performance of specified services related thereto.

Application No. 60334
(Filed March 9, 1981;
amended March 23, 1981)

-And-

For authority to depart from the terms of Sections 454 and 491 of the Public Utilities Code when accomplishing such publication.

OPINION AND ORDER

By this application, as amended, Rodgers Trucking (Rodgers) seeks authority to increase its rates and charges by eleven percent. Rodgers' rates, rules and regulations are contained in Pacific Motor Tariff Bureau, Inc., Tariffs Nos. 6-F, 12 and 17, Cal. P.U.C. Nos. 5, 3 and 8, respectively, and Ghiglione and Jensen dba Rodgers Trucking Tariff No. 300, Cal. P.U.C. No. 1.

Rodgers alleges that its present rates do not yield sufficient revenue to allow it to conduct its operations at a reasonable profit. Rodgers further alleges that additional revenue is required because of increased costs in all phases of operation, the most significant being the increased cost of labor.

The amendment contains revenue and expense data for the test period ending October 30, 1980, modified to reflect current costs, together with adjustments to reflect the proposed increase in revenue should the application be granted. The data show that during the test period applicant sustained a loss of \$119,869 and an operating ratio of 109 percent. Had the sought rates been in effect during the test period applicant would have realized a profit of \$69,778 and an operating ratio of 95 percent.

The application and amendment were listed on the Commission's Daily Calendar of March 12 and 26, 1981, respectively. No objection to the granting of the increase has been received.

In the amendment, applicant states that the proposal is not a major action significantly affecting energy efficiency within the meaning of Sections 3502.1 and 3502.2 of the Public Utilities Code.

Findings of Fact

1. Since applicant's rates were last adjusted, it has experienced increases in operating expenses, the most significant being the increased cost of labor.

2. Under the increase sought herein, applicant estimates it will realize additional revenue of \$126,871 and an operating ratio of 95 percent.

3. A surcharge increase of eleven percent is needed to offset the present costs being experienced.

4. The proposed increases in applicant's rates and charges have been shown to be justified.

5. Since Rodgers Trucking is already experiencing the increased operating costs, the order which follows should be made effective on the date of signature. The tariff pages to be published should be made effective no sooner than the fifth day after the effective date of this order.

6. Limited authority to depart from the provisions of Section 461.5 of the Public Utilities Code should be granted.

7. Limited authority to depart from the terms and rules of General Order 80-Series should be granted.

8. The following order has no reasonably foreseeable impact upon the energy efficiency of highway common carriers.

9. A public hearing is not necessary.

Conclusion of Law

The proposed rates have been justified and the application should be granted to the extent set forth in the ensuing order.

IT IS ORDERED that:

1. Ghiglione and Jensen, doing business as Rodgers Trucking, is authorized to publish increases in its rates and charges of eleven percent in Pacific Coast Tariff Bureau, Inc., Tariffs Nos. 6-F, 12 and 17, Cal. P.U.C. Nos. 5, 3 and 8, respectively, and Ghiglione and Jensen dba Rodgers Trucking Tariff No. 300 Cal. P.U.C. No. 1.

2. The 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. Rodgers Trucking in establishing and maintaining the rates authorized by this order, is authorized to depart from the provisions of Section 461.5 of the Public Utilities Code to the extent necessary to adjust long- and short-haul departures now maintained under outstanding authorizations; such outstanding authorizations are hereby modified only to the extent necessary to comply with this order; and schedules containing the rates

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published under this authority shall make reference to the prior orders authorizing long- and short-haul departures and to this order.

The effective date of this order is the date hereof.

Dated MAY 5 1987, at San Francisco, California.

John E. Byrne
President
Philip A. ...
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Commissioners