

Decision 93333 JUL 22 1981

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Apex Bulk Commodities,  
a corporation, for authority to  
deviate from the otherwise applicable  
minimum rates in the transportation  
of Gypsum for the account of Monolith  
Portland Cement Company.

Application 60470  
(Filed April 22, 1981)

O P I N I O N

By this application, Apex Bulk Commodities, a California corporation, requests authority to deviate from the applicable provisions of Minimum Rate Tariff (MRT) 7-A in connection with the transportation of crude gypsum for Monolith Portland Cement Company from U.S. Gypsum Company at Plaster City to Monolith.<sup>1/</sup>

The application is based upon special conditions and circumstances, such as: bulk loading and unloading without carrier's assistance; volume movement with facilities operating 24 hours per day, seven days per week; and cost reductions developed by the efficiencies of maximum equipment utilization.

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1/ The present and proposed rates per ton are:

<u>Minimum Rate</u> <u>Min. Wt. 24 Tons</u>	<u>Proposed Rate</u> <u>Min. Wt. 24 Tons</u>
\$18.51 + 11-1/2 S/C	\$16.55

The application was listed on the Commission's Daily Calendar of April 27, 1981. Applicant has served copies of the application on possible competing carriers. No objection to the granting of the application has been received.

Revenue and expense data submitted by the applicant indicate that the transportation involved may reasonably be expected to be profitable under the proposed rates.

This proposal meets the guidelines of the Commission's Energy Efficiency Plan and will not significantly affect energy efficiency within the meaning of PU Code Sections 3502.1 and 3502.2.

Findings of Fact

1. In the circumstances, the Commission finds that applicant's proposal is reasonable.
2. A public hearing is not necessary.
3. The following order has no foreseeable impact on the energy efficiency of highway carriers.

Conclusions of Law

1. The Commission concludes that the application should be granted as set forth in the ensuing order.
2. Since transportation conditions may change, this authority should expire in one year.
3. Because there is an immediate need for this rate relief, the effective date of this order should be the date of signature.

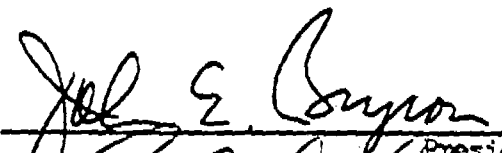
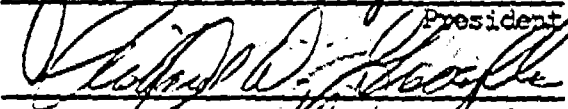
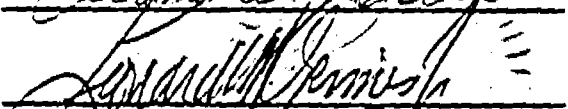


O R D E R

IT IS ORDERED that:

1. Apex Bulk Commodities, a California corporation, may depart from the rates in MRT 7-A by charging not less than the rates in Appendix A.
2. This authority shall expire one year after the effective date.

This order is effective today.

Dated JUL 22 1981, at San Francisco, California.

  
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President  
  
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Commissioners

APPENDIX A

Carrier: Apex Bulk Commodities  
Shipper: U.S. Gypsum Company  
Commodity: Crude Gypsum  
From: Plaster City  
To: Monolith  
Rate: \$16.55 per ton (.8274 per hundred pounds)  
Minimum Weight: 24 tons (48,000 pounds) per unit of carrier's equipment

Conditions:

1. Loading and/or unloading time in excess of one hour to be charged at the rate of \$4.20 for each 15 minutes or fraction.
2. Applicant has indicated that subhaulers will be engaged; however, no costs for subhaulers have been submitted. Therefore, if subhaulers are employed, they shall be paid no less than the rate authorized without any deduction for use of applicant's trailing equipment.
3. In all other respects, the rates and rules in Minimum Rate Tariff 7-A shall apply.

(END OF APPENDIX A)