

ORIGINAL

Decision 93404 AUG 4 1981

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Western Motor  
Tariff Bureau, Inc., under the  
Shortened Procedure Tariff Docket  
to publish, for and on behalf of  
Bay Area-Los Angeles Express,  
Inc., provisions resulting in  
increases because of publication  
of a rule providing for full  
utilization of carrier's  
equipment.

Shortened Procedure  
Tariff Docket  
Application 60590  
(Filed May 22, 1981)

O P I N I O N

By this application, Western Motor Tariff Bureau, Inc., Agent (WMTB), for and on behalf of Bay Area-Los Angeles Express, Inc. (Bay Area) requests authority to publish a new rule for control and exclusive use of vehicles and to cancel carrier's participation in Items 470 and 470-21 of its Tariff WMT 170, CA PUC 51.

Applicant states that Bay Area's objective is to establish for carrier a full utilization item which will provide a more equitable level of charges in relation to the cost of providing such service than carrier's present provisions. The proposed publication will fulfill a definite revenue need for Bay Area and also prevent an out-of-pocket loss when transporting high volume low density freight tendered in large quantities and requiring the full use of one or more units of equipment.

Applicant declares that Bay Area has advised that this proposal would not increase its California intrastate gross revenue by as much as 1%.

The application was listed on the Commission's Daily Calendar of May 27, 1981. No objection to the granting of the application has been received.

Findings of Fact

1. The increases resulting from this proposal are justified.
2. The following order has no reasonably foreseeable impact on the energy efficiency of highway carrier<sup>s</sup>.
3. A public hearing is not necessary.

Conclusion of Law

The proposed rule for control and exclusive use of vehicles is just and reasonable and the application should be granted as set forth in the ensuing order.

O R D E R

IT IS ORDERED that:

1. Western Motor Tariff Bureau, Inc., Agent for and on behalf of Bay Area-Los Angeles Express, Inc., is authorized to publish a new rule for control and exclusive use of vehicles as specifically proposed in the application.

2. Tariff publications authorized to be made as a result of this order 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 shall expire unless exercised within 90 days after the effective date of this order.

This order becomes effective 30 days from today.

Dated AUG 4 1981, at San Francisco, California.

John C. Bayon  
President  
Richard W. Howell  
Lawrence M. Jenkins  
Victor C. ...  
Francis C. ...  
Commissioners