

Decision 93872 DEC 15 1981

**ORIGINAL**

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 Talley Trans- )  
portation, tariff provisions )  
resulting in an increase in total )  
freight charges for movement of )  
Cement to specified points. )

Shortened Procedure  
Tariff Docket  
Application 60964  
(Filed October 5, 1981)

O P I N I O N

By this application, Western Motor Tariff Bureau, Inc., Agent, (WMTB) requests authority on behalf of Talley Transportation (Talley) to amend WMTB Local Freight Tariff 17, CA PUC 21.

WMTB proposes to add an exception to Item 2080

Computation of Distances to read as follows:

"Exception 2: When via Talley, on shipments originating at Calaveras Cement (Kentucky House) and destined to points within or south of Merced or Mariposa Counties, mileages will be constructed via Stockton."

WMTB 17 provides rates on cement between points in California.

WMTB states that in Distance Table 8, for points south of Kentucky House, mileages are constructed over various state highways running through mountainous terrain. While such highways can be used when necessary for delivery to points along such

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routes, to traverse the winding and hilly roads en route to more distant points is not feasible, because it is harder on equipment and is often a great deal more time-consuming.

Talley asserts it is more efficient to operate from Kentucky House into Stockton via State Highway 26, then south on U.S. Highway 99 or Interstate Highway 5, and wishes to assess charges on the basis of mileages computed for that route of movement.

WMTB indicates that the proposal is not considered to be a major action significantly affecting energy efficiency within the meaning of Public Utilities Code Sections 3502.1 and 3502.2.

Talley has indicated this action will increase its gross revenue approximately \$2,030 per year, but in no event will it increase its California intrastate gross revenue by as much as 1%. The position of interested parties in this matter, insofar as applicant's knowledge goes, indicates that the proposed publication will not be opposed by any shipper.

The application was listed on the Commission's Daily Calendar of October 7, 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 carriers.
3. A public hearing is not necessary.
4. As there are no protests, the order should become effective today so that changes may be promptly made.

Conclusion of Law

The proposal change is justified and should be granted.

O R D E R

IT IS ORDERED that:

1. Western Motor Tariff Bureau, Inc., Agent is authorized on behalf of Talley Transportation, to amend its Local Freight Tariff 17, CA PUC 21 as 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 5 days after the effective date of this order on not less than 5 days' notice to the Commission and to the public.

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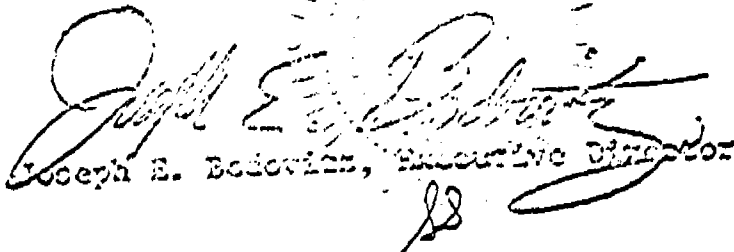
3. The authority granted shall expire unless exercised within 90 days after the effective date of the order.

This order is effective today.

Dated DEC 15 1981, at San Francisco, California.

JOHN E. BRYSON  
President  
RICHARD D. GRAVELLE  
LEONARD M. GRIMES, JR.  
VICTOR CALVO  
PRISCILLA C. GREW  
Commissioners

I CERTIFY THAT THIS DECISION  
WAS APPROVED BY THE ABOVE  
COMMISSIONERS' BOARD.

  
Joseph E. Bobovian, Executive Director