

MEMORANDUM

Date : May 17, 1991
To : The Commission
(Meeting of May 22, 1991)
From : Jim Diani, Principal *Jim Diani*
Tariff and License Branch

Subject : CA-2

RESOLUTION NO. OCR-1024 ORDER CANCELLING COMMON CARRIER
TARIFFS, COMMON CARRIER CONTRACTS, AND SPECIAL CONTRACTS
WHICH HAVE BEEN TEMPORARILY SUSPENDED FOR VIOLATION OF
D.90-02-021.

OCR 1 Crown Transport Systems, Inc.
The tariff filing contains a shipper-specific provision which is
prohibited by Commission Decision 90-02-021.

OCR 2 RIP Trucking
Carrier files an increase in rates but fails to observe the
applicable rules in General Order 147-B.

OCR 3 Public Freight Service, Inc.
Carrier fails to identify geographic locations for mileage
computation, and carrier's contract authority was revoked.

OCR 4 Best Delivery Service, Inc.
Special Contract T-114,751-398 does not contain the shipper's
signature as required by Rule 6.6(b) of General Order 147-B.

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Resolution No. OCR-1024
Transportation Division
May 22, 1991

R E S O L U T I O N

RESOLUTION NO. OCR-1024 ORDER CANCELLING COMMON
CARRIER TARIFFS, COMMON CARRIER CONTRACTS, AND SPECIAL
CONTRACTS WHICH HAVE BEEN TEMPORARILY SUSPENDED FOR
VIOLATIONS OF D.90-02-021

The common carrier tariffs, common carrier contracts and special contracts listed below violate Commission Decision (D.) 90-02-021 and have been suspended. These rate filings have not been amended or corrected and will go into effect at the end of the suspension period, unless the Commission orders these rate filings to be cancelled.

Rate Cancelling
Order

Rate Filing By:

OCR No. 1

Crown Transport Systems, Inc.
T-159,144
CA PUC No. 2, Item 3001

OCR No. 2

RIP Trucking
T-125,632
Local Freight Tariff 1, Item 300

OCR No. 3

Public Freight Service, Inc.
T-147,366
Special Contract T-147,366-30

OCR No. 4

Best Delivery Service, Inc.
T-114,751
Special Contract T-114,751-398

Findings of Fact

1. The rate filings listed above violate D.90-02-021.
2. The above rate filings were suspended and will go into effect at the end of the suspension period, unless the Commission orders these rate filings cancelled.

Resolution No. OCR-1024
May 22, 1991

3. This Commission meeting is the last meeting of the Commission scheduled before the above rate filings will go into effect.
4. A public hearing is not necessary.

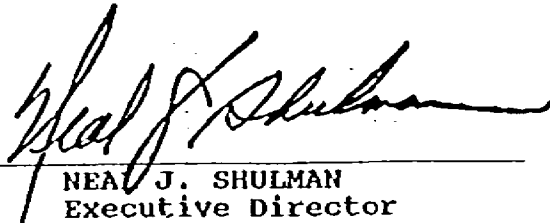
Conclusion of Law

These filings should be cancelled.

IT IS ORDERED that:

1. The above rate filings are cancelled as specified in the orders cancelling rates attached.
2. The Executive Director shall serve a copy of this Resolution on the carriers listed above.

I hereby certify that this Resolution was adopted by the Public Utilities Commission at its regular meeting on May 22, 1991. The following Commissioners approved it:



NEAL J. SHULMAN
Executive Director

PATRICIA M. ECKERT
President
G. MITCHELL WILK
DANIEL Wm. FESSLER
NORMAN D. SHUMWAY
Commissioners

Commissioner John B. Ohanian,
being necessarily absent, did
not participate.

Order No. OCR 1

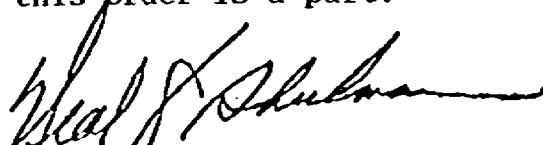
BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Common Carrier Tariff Filing)	Order Cancelling Rate
CA PUC No. 2, Item 3001)	
Crown Transport Systems, Inc.)	(Filing Numbered Same as
P.O. Box 2624)	Order Number Above)
<u>Dalton, GA 30722-2624</u>)	

In conformity with the findings and order made by the Commission in a resolution entered this day, Crown Transport Systems, Inc., is ordered to cancel Item 3001 (1st Revised Page 40) of CA PUC 2, by June 2, 1991.

Item 3001, which shows "Account #83542," represents a write-in type rate. The Commission found this method of publishing tariff to be discriminatory in Decision 90-02-021 and ordered its elimination from all common carrier tariffs within 120 days from March 15, 1990.

This order issued MAY 22 1991, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1024 of which this order is a part.



Executive Director of the
Public Utilities Commission

Order No. OCR 2

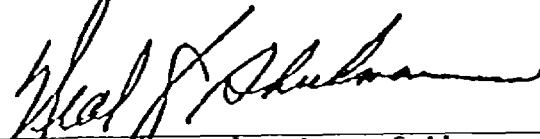
BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Common Carrier Tariff Filing)	Order Cancelling Rate
Local Freight Tariff 1, Item 300)	(Filing Numbered Same as
RIP Trucking)	Order Number Above)
14050 Cherry Avenue, Ste. R108)	
<u>Fontana, CA 92335</u>)	

In conformity with the findings and order made by the Commission in a resolution entered this day, RIP Trucking is ordered to cancel Item 300 (1st Revised Page 23) of Local Freight Tariff 1 by June 2, 1991.

Item 300 provides for a fee of 1.5% of the unpaid balance per month to compensate for administrative costs. Imposition of fee for late payment will result in a rate increase. Rate increase greater than 10% of the carrier's base rate requires formal application and rate increase within the zone of reasonableness must cite on the rate page the tariff page, item number, and the effective date of the base rate. Neither rule was observed by the carrier.

This order issued MAY 22 1991, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1024 of which this order is a part.



Executive Director of the
Public Utilities Commission

Order No. OCR 3

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

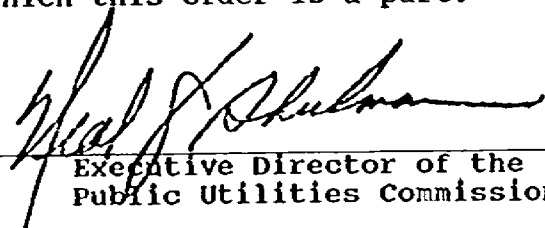
Special Contract T-147,366-30)	Order Canceling Rate
Public Freight Service, Inc.)	
6290 Cabellero Boulevard)	(Filing Numbered Same as
<u>Buena Park, California 90620)</u>	Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-147,366-30, with Minnesota Mining and Manufacturing (3M) is ordered canceled and will not go into effect June 2, 1991.

Your special contract with 3M refers to a Zip Zone Distance Table and a Zip Code Distance Chart but there is nothing to show how to identify geographic points for mileage computation. In addition, your operating authority was revoked February 28, 1991.

This contract was suspended on May 3, 1991, for 30 days because the governing distance guide was not filed with the contract, and the operating authority of the carrier had not been reinstated at the time of the filing.

This order issued MAY 22 1991, by the Public Utilities Commission of the State of California by the adoption of Resolution No. OCR-1024 of which this order is a part.


Executive Director of the
Public Utilities Commission

Order No. OCR 4

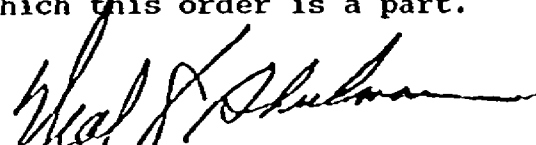
BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Special Contract T-114,751-398)	Order Cancelling Rate
Best Delivery Service, Inc.)	
3105 E. Commerce)	(Filing Numbered Same as
<u>Fresno, CA 93725)</u>	Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-114,751-398 is ordered canceled and will not go into effect June 7, 1991.

Best Delivery Service, Inc. filed Special Contract T-114,751-398 with Hi-Lite Mfg. which appeared on the Commission's Transportation Calendar April 30, 1991. The contract was suspended on May 8, 1991 for 30 days because the contract does not include the signature of the shipper as required by Rule 6.6(b) of General Order 147-B.

This order issued MAY 22 1991, by the Public Utilities Commission of the State of California by the adoption of Resolution No. OCR-1024 of which this order is a part.



Executive Director of the
Public Utilities Commission