

MEMORANDUM

Date : August 2, 1991  
To : The Commission  
(Meeting of August 7, 1991)  
From : *Jim Diani*  
Jim Diani, Principal  
Tariff and License Branch  
File No.:  
Subject : CA-2

RESOLUTION NO. OCR-1029 ORDER CANCELING COMMON CARRIER  
TARIFFS, COMMON CARRIER CONTRACTS, AND SPECIAL CONTRACTS  
WHICH HAVE BEEN TEMPORARILY SUSPENDED FOR VIOLATION OF  
D.90-02-021.

OCR 1 Desert Runner, Inc.  
Special Contract T-160,724-01 fails to provide substantial  
shipper obligation.

OCR 2 Custom Wine Service  
Special Contract T-166,020-19 fails to provide substantial  
shipper obligation.

OCR 3 Custom Wine Service  
Special Contract T-166,020-17 fails to provide substantial  
shipper obligation.

OCR 4 Custom Wine Service  
Special Contract T-166,020-020 fails to provide substantial  
shipper obligation.

OCR 5 Ron Alvarado Trucking  
Carrier eliminates participation in the National Motor  
Freight Classification and creates unauthorized rate increases in  
its common carrier tariff.

OCR 6 Royal Express, Inc.  
Special Contract T-169,989-2 did not cite a specific termination  
date.

OCR 7 Viking Freight Systems, Inc.  
Special Contract T-84,649-2476 did not cite a specific  
termination date.

August 2, 1991 Memorandum - Page Two  
To: The Commission (Meeting of August 7, 1991)  
Subject: CA-2

OCR 8 West Coast Freight Tariff Bureau  
Rate bureau eliminates participation in the National Motor Freight Classification and Hazardous Materials Tariff which results in unauthorized increases and limits the scope of operations for common carriers taking such action.

OCR 9 West Coast Freight Tariff Bureau  
Rate bureau uses arbitrarily selected rating for various weight brackets for common carriers that cancel participation in the National Motor Freight Classification and creates unauthorized increases.

OCR 10 Crescent Truck Lines, Inc.  
Special Contract T-154,407-1349 fails to provide substantial shipper obligation.

OCR 11 Crescent Truck Lines, Inc.  
Special Contract T-154,407-1363 fails to provide substantial shipper obligation.

OCR 12 Crescent Truck Lines, Inc.  
Special Contract T-154,407-1364 fails to provide substantial shipper obligation.

OCR 13 Crescent Truck Lines, Inc.  
Special Contract T-154,407-1372 fails to provide substantial shipper obligation.

OCR 14 Willig Freight Lines  
Amendment to Special Contract T-11,501-462 fails to include shipper's signature.

OCR 15 Knight Transportation  
Carrier includes street addresses at origin and destination for common carrier rates which are prohibited as being shipper specific.

OCR 16 Smiser Freight Service  
Carrier files shipper specific, write-in type common carrier tariff rate Item 320-60.

OCR 17 Frank C. Alegre Trucking, Inc.  
Special Contract T-104,128-14 does not contain the shipper's signature.

OCR 18 Frank C. Alegre Trucking, Inc.  
Special Contract T-104,128-15 does not contain the shipper's signature.

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Resolution No. OCR-1029  
Transportation Division  
August 7, 1991

R E S O L U T I O N

RESOLUTION NO. OCR-1029 ORDER CANCELING COMMON  
CARRIER TARIFFS, COMMON CARRIER CONTRACTS, AND SPECIAL  
CONTRACTS WHICH HAVE BEEN TEMPORARILY SUSPENDED FOR  
VIOLATIONS OF D.90-02-021

The filings 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 canceled.

<u>Rate Canceling Order</u>	<u>Rate Filing By:</u>
OCR No. 1	Desert Runner, Inc. T-160,724 Special Contract T-160,724-01
OCR No. 2	Custom Wine Service T-166,020 Special Contract T-166,020-19
OCR No. 3	Custom Wine Service T-166,020 Special Contract T-166,020-17
OCR No. 4	Custom Wine Service T-166,020 Special Contract T-166,020-20
OCR No. 5	Ron Alvarado Trucking Governing Classification, NMF 100-R
OCR No. 6	Royal Express, Inc. T-169,989 Special Contract T-169,989-2
OCR No. 7	Viking Freight Systems, Inc. T-84,649 Special Contract T-84,649-2476
OCR No. 8	West Coast Freight Tariff Bureau Governing Classification, NMF 100-R

Resolution No. OCR-1029  
August 7, 1991

OCR No. 9	West Coast Freight Tariff Bureau Governing Classification, NMF 100-R
OCR No. 10	Crescent Truck Lines, Inc. T-154,407 Special Contract T-154,407-1349
OCR No. 11	Crescent Truck Lines, Inc. T-154,407 Special Contract T-154,407-1363
OCR No. 12	Crescent Truck Lines, Inc. T-154,407 Special Contract T-154,407-1364
OCR No. 13	Crescent Truck Lines, Inc. T-154,407 Special Contract T-154,407-1372
OCR No. 14	Willig Freight Lines T-11,501 Special Contract T-11,501-462 Amendment
OCR No. 15	Knight Transportation Shipper Specific rates
OCR No. 16	Smiser Freight Service Shipper Specific rates
OCR No. 17	Frank C. Alegre Trucking, Inc. T-104,128 Special Contract T-104,128-14
OCR No. 18	Frank C. Alegre Trucking, Inc. T-104,128 Special Contract T-104,128-15

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 canceled.
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.

Resolution No. OCR-1029  
August 7, 1991

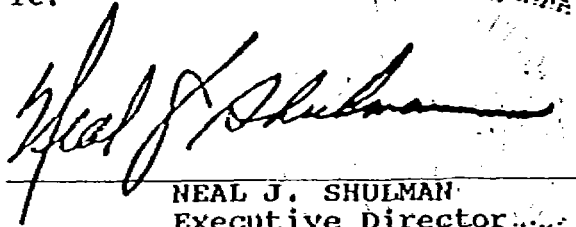
Conclusion of Law

These filings should be canceled.

IT IS ORDERED that:

1. The above rate filings are canceled as specified in the orders canceling 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 August 7, 1991. The following Commissioners approved it:



NEAL J. SHULMAN  
Executive Director

PATRICIA M. ECKERT  
President  
G. MITCHELL WILK  
JOHN B. OHANIAN  
NORMAN D. SHUMWAY  
Commissioners

Commissioner Daniel Wm. Fessler, being necessarily absent, did not participate.

Order No. OCR 1

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Special Contract T-160,724-81 )  
Desert Runner, Inc. )  
P. O. Box 247 )  
Reedley, California 93654 )

Order Canceling Rate


(Filing Numbered Same as  
Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-160,724-01 is ordered canceled and will not go into effect August 16, 1991.

Special contracts must include evidence of substantial shipper obligation in the contract. To meet this requirement the contract must either provide for the carrier to earn a minimum of \$1,000 per month for delivered transportation services, or the contract must call for substantial shipper obligations not normally provided under common carrier tariff rates by any carrier. Many carriers have accomplished this by writing the contract in a way that makes the \$1,000 a month minimum easily calculable by multiplying the rate by the projected tonnage.

Desert Runner filed Special Contract T-160,724-01 with Sequoia Forest Industries which appeared on the Commission's Daily Transportation Calendar July 2, 1991. The contract was suspended on July 17, 1991 for 30 days because it did not include evidence of the substantial shipper obligation, required by Rule 6.14 of General Order 147-C.

This order issued AUG 07 1991, by the Public Utilities Commission of the State of California by the adoption of Resolution No. OCR-1029 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

Special Contract T-166,020-19 )  
Custom Wine Service )  
14211 Chambers Road )  
Tustin, California 92680 )

Order Canceling Rate  
(Filing Numbered Same as  
Order Number Above)


In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-166,020-19 is ordered canceled and will not go into effect August 16, 1991.

Special contracts must include evidence of substantial shipper obligation in the contract. To meet this requirement the contract must either provide for the carrier to earn a minimum of \$1,000 per month for delivered transportation services, or the contract must call for substantial shipper obligations not normally provided under common carrier tariff rates by any carrier. Many carriers have accomplished this by writing the contract in a way that makes the \$1,000 a month minimum easily calculable by multiplying the rate by the projected tonnage.

Custom Wine Service filed Special Contract T-166,020-19 with Lords & Elwood which appeared on the Commission's Daily Transportation Calendar July 2, 1991. The contract was suspended on July 17, 1991 for 30 days because it did not include evidence of the substantial shipper obligation, required by Rule 6.14 of General Order 147-C.

AUG 07 1991

This order issued \_\_\_\_\_, by the Public Utilities Commission of the State of California by the adoption of Resolution No. OCR-1029 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-166,020-17 )	Order Canceling Rate
Custom Wine Service )	
14211 Chambers Road )	(Filing Numbered Same as
Tustin, California 92680 )	Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-166,020-17 is ordered canceled and will not go into effect August 16, 1991.

Special contracts must include evidence of substantial shipper obligation in the contract. To meet this requirement the contract must either provide for the carrier to earn a minimum of \$1,000 per month for delivered transportation services, or the contract must call for substantial shipper obligations not normally provided under common carrier tariff rates by any carrier. Many carriers have accomplished this by writing the contract in a way that makes the \$1,000 a month minimum easily calculable by multiplying the rate by the projected tonnage.

Custom Wine Service filed Special Contract T-166,020-17 with Monticello Cellars which appeared on the Commission's Daily Transportation Calendar July 2, 1991. The contract was suspended on July 17, 1991 for 30 days because it did not include evidence of the substantial shipper obligation, required by Rule 6.14 of General Order 147-C.

AUG 07 1991

This order issued \_\_\_\_\_, by the Public Utilities Commission of the State of California, by the adoption of Resolution No. OCR-1029 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-166,020-20 )  
Custom Wine Service )  
14211 Chambers Road )  
Tustin, California 92680 )

Order Canceling Rate  
(Filing Numbered Same as  
Order Number Above)

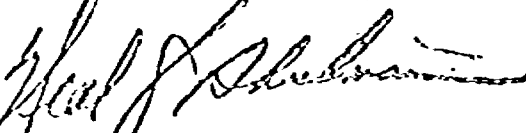
In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-166,020-20 is ordered canceled and will not go into effect August 16, 1991.

Special contracts must include evidence of substantial shipper obligation in the contract. To meet this requirement the contract must either provide for the carrier to earn a minimum of \$1,000 per month for delivered transportation services, or the contract must call for substantial shipper obligations not normally provided under common carrier tariff rates by any carrier. Many carriers have accomplished this by writing the contract in a way that makes the \$1,000 a month minimum easily calculable by multiplying the rate by the projected tonnage.

Custom Wine Service filed Special Contract T-166,020-20 with Domaine Montreaux which appeared on the Commission's Daily Transportation Calendar July 2, 1991. The contract was suspended on July 17, 1991 for 30 days because it did not include evidence of the substantial shipper obligation, required by Rule 6.14 of General Order 147-C.

AUG 07 1991

This order issued \_\_\_\_\_, by the Public Utilities Commission of the State of California, by the adoption of Resolution No. OCR-1029 of which this order is a part.



Executive Director of the  
Public Utilities Commission

Order No. OCR 5

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Common Carrier Tariff Filing )  
Ron Alvarado Trucking )  
9528 Beverly )  
Bellflower, California 90706 )

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Order Canceling Rate  
(Filing Numbered Same as  
Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Ron Alvarado Trucking is ordered to cancel Local Freight Tariff 1 filing of Items 30, 2nd revised page and Section 2 class rates title page, 1st revised page 29 by August 19, 1991. Carrier eliminates the National Motor Freight Classification class ratings and attendant class rates which create unauthorized increases in violation of Rule 3.21 of General Order 147-C.

This filing was listed on the Commission's Daily Transportation Calendar on July 11, 1991 and was suspended on July 19, 1991 for 30 days.

This order issued AUG 07 1991, by the Public Utilities Commission of the State of California by the adoption of Resolution No. OCR-1029 of which this order is a part.

  
\_\_\_\_\_  
Executive Director of the  
Public Utilities Commission

Order No. OCR 6

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Special Contract T-168,989-2 )  
Royal Express, Inc. )  
2774 S. Orange Ave. )  
Fresno, CA 93725 )

Order Canceling Rate  
(Filing Numbered Same as  
Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-168,989-2 is ordered canceled and will not go into effect August 16, 1991.

A special contract must cite a specific termination date. Royal Express, Inc. filed Special Contract T-168,989-2 with Christian Salvesen Company which appeared on the Commission's Transportation Calendar July 15, 1991. The contract was suspended on July 17, 1991, for 30 days because it did not cite a specific termination date, as required by Rule 6.3 of General Order 147-C.

This order issued AUG 07 1991, by the Public Utilities Commission of the State of California by the adoption of Resolution No. OCR-1029 of which this order is a part.

  
Executive Director of the  
Public Utilities Commission

Order No. OCR 7

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Special Contract T-84,649-2476 )	Order Canceling Rate
Viking Freight Systems, Inc. )	
411 East Plumeria Drive )	(Filing Numbered Same as
San Jose, CA 93725 )	Order Number Above)

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In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-84,649-2476 is ordered canceled and will not go into effect August 16, 1991.

A special contract must cite a specific termination date. Viking Freight Systems, Inc. filed Special Contract number T-84,649-2476 with Pacific Bell which appeared on the Commission's Transportation Calendar July 9, 1991. The contract was suspended on July 17, 1991, for 30 days because it did not cite a specific termination date, as required by Rule 6.3 of General Order 147-C.

This order issued AUG 07 1991, by the Public Utilities Commission of the State of California by the adoption of Resolution No. OCR-1029 of which this order is a part.



Executive Director of the  
Public Utilities Commission

Order No. OCR 8

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

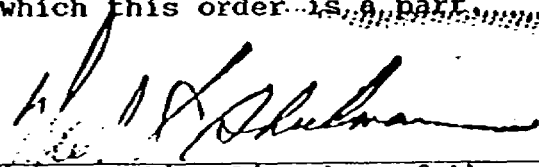
Common Carrier Tariff Filing	)	Order Canceling Rate
West Coast Freight Tariff Bureau	)	
P. O. Box 691806	)	(Filing Numbered Same as
Stockton, California 95269	)	Order Number Above)

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In conformity with the findings and order made by the Commission in a resolution entered this day, West Coast Freight Tariff Bureau (WCFTB) is ordered to cancel Item 6.3 (8th revised page 23H, original page 23I, and 1st revised page 23I) of WCFTB Tariff 100. The elimination of participation in the National Motor Freight Classification creates unauthorized increases in violation of Rule 3.21, General Order (GO) 147-C. And deletion of participation in the Hazardous Materials Tariff without limiting the scope of operations of each carrier involved is a violation of Rule 11.6, General Order 147-C.

This filing was listed on the Commission's Daily Transportation Calendar on July 22, 1991 and was suspended on July 25, 1991 for 30 days.

This order issued AUG 07 1991, by the Public Utilities Commission of the State of California by the adoption of Resolution No. OCR-1029 of which this order is a part.

  
\_\_\_\_\_  
Executive Director of the  
Public Utilities Commission

Order No. OCR 9

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

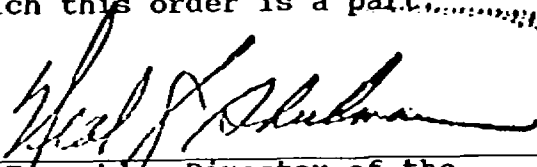
Common Carrier Tariff Filing	)	Order Canceling Rate
West Coast Freight Tariff Bureau	)	
P. O. Box 691806	)	(Filing Numbered Same as
Stockton, California 95269	)	Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, West Coast Freight Tariff Bureau (WCFTB) is ordered to cancel Item 32, WCFTB Tariff 100 by August 25, 1991. The substitution of arbitrarily selected ratings for various weight brackets for bureau member carriers wishing to remove their participation from the National Motor Freight Classification creates unauthorized increases in violation of Rule 3.21 of General Order 147-C.

This filing was listed on the Commission's Daily Transportation Calendar on July 15, 1991 and was suspended on July 25, 1991 for 30 days.

AUG 07 1991

This order issued \_\_\_\_\_, by the Public Utilities Commission of the State of California by the adoption of Resolution No. OCR-1029 of which this order is a part.

  
\_\_\_\_\_  
Executive Director of the  
Public Utilities Commission

Order No. OCR 10

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Special Contract T-154,407-1340 )	Order Cancelling Rate
Crescent Truck Lines, Inc. )	
2480 Whipple Road )	(Filing Numbered Same as
Hayward, CA 94544 )	Order Number Above)

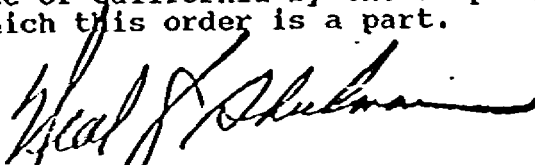
In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-154,407-1340 is ordered canceled and will not go into effect August 25, 1991.

Special contracts must include evidence of substantial shipper obligation in the contract. Special Contract T-154,407-1340 provides for a "default" shipper obligation which does not constitute a substantial shipper obligation within the meaning described in Commission Decision 90-02-021. A carrier may not attempt to limit its liability retroactively, depending on whether sufficient transportation has taken place to assure that \$1,000 per month in delivered transportation services has occurred.

Crescent Truck Lines, Inc. filed Special Contract T-154,407-1340 with Pacific Paper Tube, which appeared on the Commission's Transportation Calendar July 10, 1991. The contract was suspended on July 25, 1991 for 30 days because it did not include evidence of the substantial shipper obligation required by Rule 6.14 of General Order 147-C.

AUG 07 1991

This order issued \_\_\_\_\_, by the Public Utilities Commission of the State of California by the adoption of Resolution No. OCR-1029 of which this order is a part.



Executive Director of the  
Public Utilities Commission

Order No. OCR 11

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

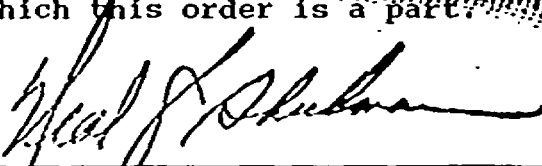
Special Contract T-154,407-1363 )	Order Cancelling Rate
Crescent Truck Lines, Inc. )	
2480 Whipple Road )	(Filing Numbered Same as
Hayward, CA 94544 )	Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-154,407-1363 is ordered canceled and will not go into effect August 25, 1991.

Special contracts must include evidence of substantial shipper obligation in the contract. Special Contract T-154,407-1363 provides for a "default" shipper obligation which does not constitute a substantial shipper obligation within the meaning described in Commission Decision 90-02-021. A carrier may not attempt to limit its liability retroactively, depending on whether sufficient transportation has taken place to assure that \$1,000 per month in delivered transportation services has occurred.

Crescent Truck Lines, Inc. filed Special Contract T-154,407-1363 with Keyston Brothers, which appeared on the Commission's Transportation Calendar July 10, 1991. The contract was suspended on July 25, 1991 for 30 days because it did not include evidence of the substantial shipper obligation required by Rule 6.14 of General Order 147-C.

This order issued AUG 07 1991, by the Public Utilities Commission of the State of California by the adoption of Resolution No. OCR-1029 of which this order is a part.



Executive Director of the  
Public Utilities Commission



Order No. OCR 12

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

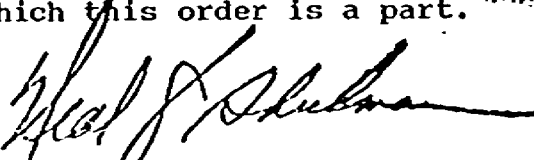
Special Contract T-154,407-1364 )	Order Cancelling Rate
Crescent Truck Lines, Inc. )	(Filing Numbered Same as
2480 Whipple Road )	Order Number Above)
Hayward, CA 94544 )	

In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-154,407-1364 is ordered canceled and will not go into effect August 25, 1991.

The contract states that shipper agrees to provide a substantial shipper obligation if the shipper tenders less than \$1,000 per month for transportation services, but fails to specify the terms of the substantial obligation.

Crescent Truck Lines, Inc. filed Special Contract T-154,407-1364 with Aero Nova, Inc., which appeared on the Commission's Transportation Calendar July 10, 1991. The contract was suspended on July 25, 1991 for 30 days because it did not include evidence of the substantial shipper obligation required by Rule 6.14 of General Order 147-C.

This order issued AUG 07 1991, by the Public Utilities Commission of the State of California by the adoption of Resolution No. OCR-1029 of which this order is a part.

  
\_\_\_\_\_  
Executive Director of the  
Public Utilities Commission

Order No. OCR 13

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

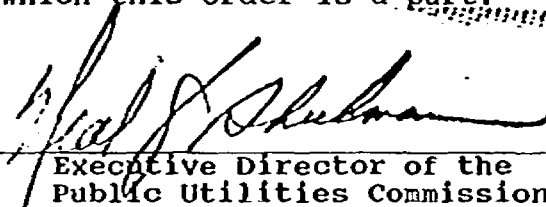
Special Contract T-154,407-1372 )	Order Cancelling Rate
Crescent Truck Lines, Inc. )	(Filing Numbered Same as
2480 Whipple Road )	Order Number Above)
Hayward, CA 94544 )	

In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-154,407-1372 is ordered canceled and will not go into effect August 25, 1991.

The contract states that shipper agrees to provide a substantial shipper obligation if the shipper tenders less than \$1,000 per month for transportation services, but fails to specify the terms of the substantial obligation.

Crescent Truck Lines, Inc. filed Special Contract T-154,407-1372 with Micro Flo Company, which appeared on the Commission's Transportation Calendar July 10, 1991. The contract was suspended on July 25, 1991 for 30 days because it did not include evidence of the substantial shipper obligation required by Rule 6.14 of General Order 147-C.

This order issued AUG 07 1991, by the Public Utilities Commission of the State of California by the adoption of Resolution No. OCR-1029 of which this order is a part.

  
Executive Director of the  
Public Utilities Commission

Order No. OCR 14

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

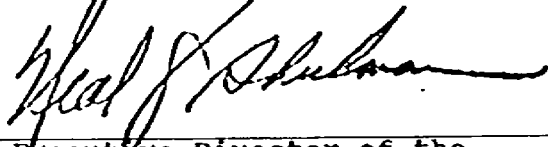
Amendment to Special Contract )  
T-11,501-462 )  
Willig Freight Lines )  
123 Loomis Street )  
San Francisco, CA 94124 )

Order Cancelling Rate  
(Filing Numbered Same as  
Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Amendment to Special Contract T-11,501-462 is ordered canceled and will not go into effect August 24, 1991.

Willig Freight Lines filed Amendment to Special Contract T-11,501-462 with Kendall McGaw Co., which appeared on the Commission's Transportation Calendar July 10, 1991. The contract was suspended on July 24, 1991 for 30 days because the contract did not include the signature of the shipper as required by Rule 6.10(c) of General Order 147-C.

This order issued AUG 07 1991, by the Public Utilities Commission of the State of California by the adoption of Resolution No. OCR-1029 of which this order is a part.



Executive Director of the  
Public Utilities Commission

Order No. OCR 15

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Common Carrier Tariff Filing )  
Knight Transportation )  
5601 W. Buckeye Road )  
Phoenix, Arizona 85043 )

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Order Canceling Rate  
(Filing Numbered Same as  
Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Knight Transportation is ordered to cancel 1st revised page 28, Item 335, Local Freight Tariff 20 by August 30, 1991. Carrier has included the street addresses at both origin and destination which is shipper specific and a violation of Rule 5.3 of General Order 147-C.

This filing was listed on the Commission's Daily Transportation Calendar on July 22, 1991 and was suspended on July 30, 1991 for 30 days.

This order issued AUG 07 1991, by the Public Utilities Commission of the State of California by the adoption of Resolution No. OCR-1029 of which this order is a part.

  
Executive Director of the  
Public Utilities Commission

Order No. OCR 16

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Common Carrier Tariff Filing )  
CA PUC No. 85, Item 320-60 )  
Smiser Freight Service )  
8610 Atlantic Blvd. )  
South Gate, CA 90280 )

Order Cancelling Rate

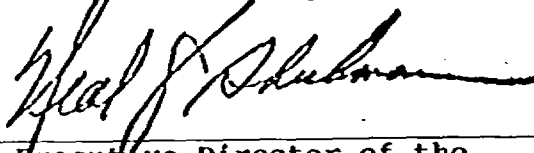
(Filing Numbered Same as  
Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Smiser Freight Service, is ordered to cancel Item 320-60 (6th Revised Page 64-B of CA PUC 85, by August 31, 1991.

Item 320-60 represents a shipper-specific, write-in type rate. The Commission decreed in Decision 90-02-021 that a tariff rate designed in this manner is unduly discriminatory and prohibited carriers to file these rates in their tariffs. In addition, this tariff item contains ambiguities that do not enable the user to determine the exact rate which applies on a given shipment, as required by Rule 5.4 of General Order 147-C.

The filing was listed on the Commission's Daily Transportation Calendar on July 24, 1991 and was suspended for 30 days effective July 31, 1991.

This order is issued AUG 07 1991, by the Public Utilities Commission of the State of California by the adoption of the Resolution No. OCR-1029 of which this order is a part.



Executive Director of the  
Public Utilities Commission...

Order No. OCR 17

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Special Contract T-104,128-14 )  
Frank C. Alegre Trucking, Inc. )  
802 North Cluff Avenue )  
Lodi, CA 95240 )

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Order Canceling Rate  
(Filing Numbered Same as  
Order Number Above)

In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-104,128-14 is ordered canceled and will not go into effect August 30, 1991.

A special contract must include the shipper's signature. Frank C. Alegre Trucking, Inc., filed Special Contract number T-104,128-14 with Parex, Inc., which appeared on the Commission's Transportation Calendar July 26, 1991. The special contract was suspended on July 31, 1991, for 30 days because it did not include the shipper's signature, required by rule 6.6(b) of General Order 147-C.

This order issued AUG 07 1991, by the Public Utilities Commission of the State of California by the adoption of Resolution No. OCR-1029 of which this order is a part.

  
Executive Director of the  
Public Utilities Commission

Order No. OCR 18

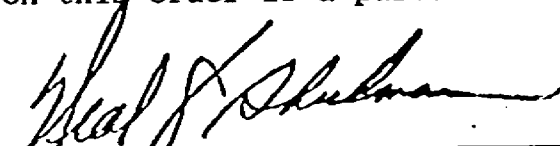
BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Special Contract T-104,128-15 )	Order Canceling Rate
Frank C. Alegre Trucking, Inc. )	(Filing Numbered Same as
802 North Cluff Avenue )	Order Number Above)
Lodi, CA 95240 )	

In conformity with the findings and order made by the Commission in a resolution entered this day, Special Contract T-104,128-15 is ordered canceled and will not go into effect August 30, 1991.

A special contract must include the shipper's signature. Frank C. Alegre Trucking, Inc., filed Special Contract number T-104,128-15 with Gordon Sand Co., which appeared on the Commission's Transportation Calendar July 26, 1991. The special contract was suspended on July 31, 1991, for 30 days because it did not include the shipper's signature, required by rule 6.6(b) of General Order 147-C.

This order issued AUG 07 1991, by the Public Utilities Commission of the State of California by the adoption of Resolution No. OCR-1029 of which this order is a part.

  
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Executive Director of the  
Public Utilities Commission